

# JOURNAL OF THE SENATE

Thursday, May 20, 1937

The Senate convened at 11:00 o'clock A. M. pursuant to adjournment on Wednesday, May 19, 1937.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beall, Butler, Clarke, Coulter, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Savage, Sharit, Smith, Sweger, Tervin, Tillman, Walker, Westbrook, Wynn—35.

A quorum present.

Senator Touchton was excused from attendance upon the Session on account of business.

Senator Black was excused from attendance upon the Session on account of illness.

Prayer by the Chaplain.

The Journal of May 18, 1937, was further corrected as follows:

Page 2, column 2, line 13 from the bottom, strike out the figures "14872" and insert the figures "14782."

And as further corrected was approved.

The reading of the Journal of May 19, 1937 was dispensed with.

The Journal of May 19, 1937 was corrected as follows:

Page 15, column 2, line 33, after the word "authorizing" strike out "and" and insert in lieu thereof "the."

Also—

Page 15, column 2, line 37, after the word "taxes" strike out "of" and insert in lieu thereof "or".

And as corrected was approved.

## REPORTS OF COMMITTEES

Senator Parker, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 20, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

Sir:

Your Committee on Public Roads and Highways, to whom was referred:

Senate Bill No. 592:

A bill to be entitled An Act requiring the State Road Department to fence State Road No. 4 in the Counties of Duval, Flagler and St. Johns.

Also—

Senate Bill No. 800:

A bill to be entitled An Act to declare, redesignate and establish a certain State Road in Levy and Gilchrist Counties, Florida, known as State Road 77-A, and to repeal Chapter 16199 of the General Acts of the Legislature of Florida of 1933, at the Regular Session.

Also—

Senate Bill No. 879:

A bill to be entitled An Act to declare, designate and establish State Road No. 3-A in Orange and Osceola Counties.

Also—

Senate Bill No. 796:

A bill to be entitled An Act to designate and declare certain roads and/or streets in the County of Hillsborough and State of Florida as State Roads with authority for maintenance of the same.

Also—

Senate Bill No. 760:

A bill to be entitled An Act to define and regulate the offer

to sell or the sale of, or use in the State of Florida of cement, and to authorize and empower the State Road Department of Florida to fix a minimum standard for all cement to be offered for sale or sold or used in the State of Florida, and authorizing and empowering said State Road Department to promulgate and adopt rules and regulations for the full enforcement of this Act; providing penalties for the violation of any provisions of this Act, or of any rule or regulation promulgated by the said Road Department; providing for inspection fees to be charged; and providing for the enforcement of the regulations made under this Act.

Also—

Senate Bill No. 898:

A bill to be entitled An Act to designate and establish a certain State Road in Duval County, Florida.

Also—

Senate Bill No. 799:

A bill to be entitled An Act to designate and establish as a State Road that certain road beginning on State Road No. 13 in the north limits of Bronson, Florida, at a point between the fair grounds and cemetery bordering on State Road No. 13 in the north limits of Bronson, Florida, and running thence southeasterly to State Road No. 19, and connecting with State Road No. 19, all in Levy County, Florida, designating the route of said road and a number designation to be given thereto by the State Road Department of Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

F. P. PARKER,

Chairman of Committee.

And Senate Bills Nos. 592, 800, 879, 796, 760, 898 and 799 contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Gomez, Chairman of the Committee on Public Utilities, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 19, 1937.

*Hon. D. Stuart Gillis,*

*President of the Senate.*

Sir:

Your Committee on Public Utilities, to whom was referred:

Senate Bill No. 322:

A bill to be entitled An Act, providing for the regulation, control and supervision of gas corporations and electrical corporations as these terms are defined in this act: To supervise, regulate and control the rates, charges, facilities, practices, rules and service of such corporations: To confer certain powers upon the Railroad Commission of the State of Florida and to prescribe the duties of said commission in relation thereto: and to provide for the enforcement of the provisions of this act.

And—

Senate Bill No. 868:

A bill to be entitled An Act creating an utilities commission in the City of St. Augustine, Florida; providing for the election of its members; prescribing their duties and powers; granting the City of St. Augustine power and authority to acquire or construct an electric plant and distributing system or either; authorizing said city to borrow money and issue revenue certificates under certain conditions; authorizing the Utilities Commission to borrow money under certain limitations and conditions; authorizing the Utilities Commission to prescribe rates, rules and regulations for the sale of electric energy and providing for the rights and remedies of the certificate holders.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,  
ARTHUR GOMEZ,  
Chairman of Committee.

And Senate Bills Nos. 322 and 868 contained in the above report, were laid on the table.

Senator Walker, Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Pensions and Claims, to whom was referred:

Senate Bill No. 670:

A bill to be entitled An Act for the relief of Mrs. Rebecca Green, and providing appropriation for injuries and damages sustained by the loss of her husband, J. Bascom Green, whose death on February 20, 1928, was caused by the caving in of the walls of a clay pit while he was at work for the State Road Department of the State of Florida.

Also—

Senate Bill No. 876:

A bill to be entitled An Act for the relief of R. H. Brown in the matter of damage done to certain lands owned by him by the building of highways and requiring the Florida State Road Department to pay to the said R. H. Brown the sum of Three Hundred Dollars.

Also—

Senate Bill No. 556:

A bill to be entitled An Act for the relief of Glenn Luzier by reason of his having been injured in the performance of his duties as a driller while in the employ of the State Road Department of the State of Florida during, on or about March, 1928, and whereas by reason of the said injury the said Glenn Luzier now has to go to a hospital for medical treatment for said injury and whereas the said injury was caused by a defect in a truck, the property of the State Road Department and whereas said injury was caused in the performance of his duty,

Also—

Senate Bill No. 837:

A bill to be entitled An Act for the relief of Mrs. Alex Finlayson of Lake City, Columbia County, Florida, and providing for a refund of State taxes erroneously assessed, collected and paid on intangible personal property.

Also—

Senate Bill No. 692:

A bill to be entitled An Act granting pension to Mrs. Mary Josephine Fulgham of Tampa, Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
H. N. WALKER,  
Chairman of Committee.

And Senate Bills Nos. 670, 876, 556, 837 and 692, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Walker, Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your committee on Pensions and Claims, to whom was referred:

Senate Bill No. 786:

A bill to be entitled An Act for the relief of the estate of the late Circuit Judge Jefferson B. Browne, of Key West, Florida.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,  
H. N. WALKER,  
Chairman of Committee.

And Senate Bill No. 786, contained in the above report, was laid on the table.

Senator Walker, Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Pensions and Claims, to whom was referred:

House Bill No. 499:

A bill to be entitled An Act for the relief of J. W. Van Landingham as Clerk of the Circuit Court, in and for Holmes County, Florida.

Also—

House Bill No. 1011:

A bill to be entitled An Act for the relief of Mrs. Frances W. Knight, a non compos mentis, providing for the cancellation of certain State tax certificates and State and County taxes upon lots 8, 9 and 25, in Block 102, original plat of Inverness, Citrus County, Florida, and providing for the method of cancellation of said State tax certificates and State and County taxes upon said property.

Also—

House Bill No. 65:

A bill to be entitled An Act to provide for the reimbursement of Paul C. Albritton, for amount paid in qualifying with the Secretary of State and the Democratic Executive Committee as a candidate for Circuit Judge of the Twenty-Seventh Judicial Circuit.

Also—

House Bill No. 486:

A bill to be entitled An Act requiring the Comptroller of the State of Florida to refund to the several persons, firms and corporations from whom so collected a tax under the provisions of Section 1 of Chapter 15658, Acts of 1931, Extra Session, on any substance or substances which were sold as a liquid but later became transformed into gas when released, and when so released was used as a fuel for cooking, heating and like purposes, and providing for an appropriation for the refund of the tax so collected, and providing for proofs of claim and how such refund shall be paid.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
H. N. WALKER,  
Chairman of Committee.

And House Bills Nos. 499, 1011, 65 and 486, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Walker, Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Pensions and Claims, to whom was referred:

House Bill No. 120:

A bill to be entitled An Act for the relief of G. L. Cantrell and his wife, Mrs. G. L. Cantrell, and providing appropriation to compensate for damage to property and injury to health by reason of the explosion of a certain section of public highway in DeSoto County, Florida.

Also—

House Bill No. 99:

A bill to be entitled An Act for the relief of Glades County,

Florida, and to cancel that certain debt due the State of Florida by the said Glades County for a loan executed under Chapter 11,842, Laws of Florida, Acts of 1927.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,  
H. N. WALKER,  
Chairman of Committee.

And House Bills Nos. 120 and 99, contained in the above report, were laid on the table.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 864:

A bill to be entitled An Act to amend Chapter 9158, Laws of Florida, 1923, being an Act entitled "An Act to provide that all persons who are not residents of the State of Florida and who are engaged in the business of selling automobiles at retail in the State of Florida shall pay a license tax;" to provide the amount of said tax; to provide for the method of collection and enforcement of said tax; to provide for the penalty for a violation of this Act.

Have had the same under consideration and recommend that the same pass, with the following amendments:

Amendment No. 1:

In title, line five after the word "automobiles" insert the words "or automobile trailers"

Amendment No. 2:

In Section 1, line three after the word "automobiles" insert the words "or automobile trailers"

Very respectfully,  
H. C. TILLMAN,  
Chairman of Committee.

And Senate Bill No. 864, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

House Bill No. 564:

A bill to be entitled An Act providing for the cancellation of certain taxes and tax sale certificates held and owned by the State of Florida on certain land in West Palm Beach, Florida, acquired by Palm Beach County for County purposes.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
H. C. TILLMAN,  
Chairman of Committee.

And House Bill No. 564, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 564:

A bill to be entitled An Act relating to taxation, author-

izing the issuance of licenses to places of business for conducting game or games of chance for anything of value which may be operated by any device, including (without limiting the general term) machines or cards, excepting, however, coin operated devices defined in Chapter 17257, Laws of Florida, Acts of 1935, and authorizing the issuing of licenses to places of business for conducting what is generally known as bookmaking; to provide for the revenue from such licenses to go to the General Revenue Fund of the State and to provide for holding recall elections in any County to determine whether such license shall be revoked or continued therein, and providing a penalty for violation of this Act.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,  
H. C. TILLMAN,  
Chairman of Committee.

And Senate Bill No. 564, contained in the above report, was laid on the table.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 838:

A bill to be entitled An Act to assess, levy and collect a tax on dogs and bitches; providing a method for collecting of the same and providing for the disposition of the sums hereunder.

Have had the same under consideration and recommend that the same pass, with the following amendment:

Amendment No. 1:

In Section 1 strike out line 5 and insert in lieu thereof the following: "On all bitches and Sons thereof, \$2.00".

Very respectfully,  
H. C. TILLMAN,  
Chairman of Committee.

And Senate Bill No. 838, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 891:

A bill to be entitled An Act to abolish the office of Motor Vehicle Commissioner and placing the power, authority and duties now imposed upon the Motor Vehicle Commissioner by the Laws of Florida upon the State Road Department.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
H. C. TILLMAN,  
Chairman of Committee.

And Senate Bill No. 891, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 836:

A bill to be entitled An Act to levy a differential tax upon

wines and wholesale and retail wine dealers, to define such tax and provide for ascertaining the amount thereof; to protect the manufacturers of wines in the State of Florida from unfair taxation and competition in other states; to authorize reciprocal agreements with other states in regard thereto; and to provide penalties.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
H. C. TILLMAN,  
Chairman of Committee.

And Senate Bill No. 836, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 894:

A bill to be entitled An Act providing for the cancellation of certain State and County liens for taxes held by the State of Florida and the County of Putnam, against certain lands in Putnam County, Florida, used for governmental purposes.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
H. C. TILLMAN,  
Chairman of Committee.

And Senate Bill No. 894, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 875:

A bill to be entitled An Act to provide for the cancellation of delinquent taxes levied and assessed by the State of Florida, and the County of Hillsborough against property now owned by the Florida Fundamental Bible Institute, a non-profit corporation of the City of Temple Terrace, Hillsborough County, Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
H. C. TILLMAN,  
Chairman of Committee.

And Senate Bill No. 875, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Finance and Taxation, to whom was referred:

House Bill No. 444:

A bill to be entitled An Act to exempt from taxation, except special assessments for benefits, all dwelling houses built since the effective date of article ten (10) section seven (7) of the State Constitution the value of which when combined with the value of the lands on which such dwelling houses are located shall not exceed the sum of five thousand (\$5,000.00) dollars, when such dwelling houses are owned and occupied for home purposes only by the head of a family or a homeowner who is a citizen and resident of the State of Florida, or when owned by his lawful wife, or both; and providing directions to the tax assessors for their guidance in assessing such property.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
H. C. TILLMAN,  
Chairman of Committee.

And House Bill No. 444, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Finance and Taxation to whom was referred:

Senate Bill No. 853:

A bill to be entitled An Act prohibiting the acceptance of a policy of fire or casualty insurance, or fidelity or surety bond issued or executed by an insurance company or others not authorized to do business in the State of Florida without reporting same to Insurance Commissioners; requiring payment of fees and taxes; and providing penalties for violation.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
H. C. TILLMAN,  
Chairman of Committee.

And Senate Bill No. 853, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Finance and Taxation, to whom was referred:

House Bill No. 1050:

A bill to be entitled An Act providing for the adjustment, redemption and sale of delinquent taxes upon property in Clay County, Florida, on the basis of the last valuation and the cancellation of the interest and penalties thereon.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,  
H. C. TILLMAN,  
Chairman of Committee.

And House Bill No. 1050, contained in the above report, was placed on the Calendar of Bills on second reading.

#### REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 511:

A bill to be entitled An Act to require any railroad company or railroad corporation operating or doing business in the State of Florida to grant to any regular employee who shall be elected or appointed to any Federal, State, County or Municipal office or position, a leave of absence for such period of time that such employee holds or occupies such office or position, without loss of, impairment or prejudice to the seniority rank of such employee: to provide for actions for damages by any such employee against such railroad company or railroad corporation for salaries or wages lost by refusal to reinstate such employee upon the termination of such service of Federal, State, County or Municipal office or position; and to provide penalties for the violation thereof.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

S. A. HINELY,  
Chairman of Committee.

And Senate Bill No. 511, contained in the above report, was ordered to be certified to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 76:

A bill to be entitled An Act to provide for the incontestability of life insurance policies.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

S. A. HINELY,  
Chairman of Committee.

And Senate Bill No. 76, contained in the above report, was ordered to be certified to the House of Representatives.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 186:

A bill to be entitled An Act to amend Section 4140 of the Revised General Statutes of Florida, the same being Section 6071 of the Compiled General Laws of Florida, 1927, and to repeal Section 4141 of the Revised General Statutes of Florida, the same being Section 6072 of the Compiled General Laws of Florida, 1927, relating to banking.

Also—

House Bill No. 650:

A bill to be entitled An Act to provide the compensation of the members of the Board of Public Instruction in all Counties having a population of not less than 51,500 inhabitants and not more than 59,000 inhabitants, according to the State census of 1935.

Also—

House Bill No. 821:

A bill to be entitled An Act to regulate the taking of fresh water fish from the waters of Leon and Gadsden Counties, Florida, including the waters of Lake Talquin and the Ochlocknee River and to prohibit the sale of fresh water fish within such Counties and prescribing penalties for violation of the provisions hereof.

Also—

House Bill No. 850:

A bill to be entitled An Act defining the time when registration books in Counties having population of not less than fifty-one thousand (51,000), and not more than fifty-seven thousand (57,000) inhabitants according to the State census of 1935, shall be kept open in the office of the Supervisor of Registration and prescribing the duties of the registration officers therein.

Also—

House Bill No. 901:

A bill to be entitled An Act fixing the salaries of the Judges and Prosecuting Attorneys of the County Courts in Counties having a population of not less than 4,120 and not

more than 4,130, according to the Federal census of the year 1930, and providing for the method of payment of such salaries.

Also—

House Bill No. 991:

A bill to be entitled An Act to provide payment to the Burrow Press, a corporation; the City of Pensacola, a municipal corporation; Smith's Bakery, a corporation; Peoples Ice Company, a co-partnership; Standard Oil Company, a corporation; Moulton-Cobb Prescription Company, a co-partnership; Pensacola Hospital, a corporation; Pensacola Tool and Supply Company, a corporation; Pensacola Service Corporation, a corporation; Pensacola Hardware Company, a corporation; Filo Turner, doing business as Pensacola Buggy Works; A. J. Pockrus, doing business as Pensacola Electric Garage; Shell Petroleum Corporation, a corporation; The Texas Company, a corporation; A. O. Bell, doing business as Gulf Sea Food and Grocery Company; Nettie McMillan, doing business as McMillan Auction Company; W. M. McClellan, doing business as McClellan Coal Company; W. G. Porter, L. M. Harvey, N. F. Harris; Marston-Quina, Inc., a corporation; Ed Nicholson; Growers Exchange, a corporation; Philip Goldenburg, doing business as Gulf Coast Mercantile Company; John H. Myrick; Dr. H. L. Bryans, doing business as Bryans Pharmacy; Dr. A. L. Whigham, doing business as Century Pharmacy; Ferriss Lee Lumber Company, a corporation; Gulf Refining Company, a corporation; Sherill Oil Company, a corporation; Lewis Bear Company, a corporation; Charles Booth, doing business as Booth Brothers; Berry & Holland, a co-partnership; S. H. Fried; Galion Iron Works & Manufacturing Company, a corporation; Elizabeth Coskrey, doing business as Monarch Grocery Company; Walter White, doing business as Whites Pharmacy; Wholesale Drug Corporation, a corporation; Runyan Machine & Boiler Works, a corporation; H. E. Hannah, doing business as Hannahs Pharmacy; The Powers Company, a corporation; Pensacola Paper Company, a corporation; J. D. Adams Company, a corporation; Gonzalez Trading Company, a corporation; Newport Industries, a corporation; J. I. Holcomb Manufacturing Company, a corporation; Ellis A. Jones, doing business as Naval Stores Copper & Metal Works; W. K. Taylor, doing business as Taylor Hardware Company; Eugene Harper; Ernest Johnson; C. H. Turner Company, a co-partnership; Charles Foster; John Bradley; W. R. Taylor, doing business as W. R. Taylor & Company; American Agricultural Chemical Company, a corporation; R. Leon Jones; Mayes Printing Company, a corporation; Waters & Hibbert, a co-partnership; The Crystal Ice Company, a corporation; W. H. White; Florida Power & Light Company, a corporation; Central Hardware & Supply Company, a corporation; D. Levy; Gulf Power Company, a corporation; and Murphy Construction Company, a corporation, for certain services rendered and/or goods, wares and merchandise sold and delivered to Escambia County, Florida, and certain hospitalization, services, labor, medicine, drugs and equipment furnished to Escambia County Health Unit.

Whereas in the course of the operation and management of Escambia County, Florida, and of Escambia County Health unit, it became absolutely necessary to supply certain goods, wares and merchandise, hospitalization, services, labor, medicine, drugs and equipment to the said County and to the said Escambia County Health Unit; and whereas upon the request of the proper authority of Escambia County, Florida, and/or Escambia County Health Unit the following persons, firms and corporations furnished to said Escambia County, Florida, and/or Escambia County Health Unit certain goods, wares and merchandise, hospitalization, services, labor, medicine, drugs, and equipment, in the following amounts, to-wit: The Burrow Press, a corporation, One Hundred Nine and 25/100 Dollars; The City of Pensacola, a municipal corporation, Four Hundred Sixty One and 62/100 Dollars; Smiths Bakery, a corporation, Nineteen and 72/100 Dollars; Peoples Ice Company, co-partnership, Ten and no/100 Dollars; Standard Oil Company, a corporation, Thirty One and 43/100 Dollars; Moulton-Cobb Prescription Company, a co-partnership, Three Hundred Fifty Four and 26/100 Dollars; Pensacola Hospital, a corporation, Thirteen Thousand and Five and 20/100 Dollars; Pensacola Tool & Supply Company, a corporation, Fifty Two and 70/100 Dollars; Pensacola Service Corporation, a corporation, One Hundred Seventy Two and 80/100 Dollars; Pensacola Hardware Company, a corporation, Eight and 51/100 Dollars; Filo Turner, doing business as Pensacola Buggy Works, Seven and 21/100 Dollars; A. J. Pockrus, doing

business as Pensacola Electric Garage, Twenty-four and 35/100 Dollars; Shell Petroleum Corporation, a corporation, One Hundred Fifty-nine and 23/100 Dollars; The Texas Company, a corporation, Four and 40/100 Dollars; A. O. Bell, doing business as Gulf Sea Food and Grocery Company, Eight and 16/100 Dollars; Nettie McMillan, doing business as McMillan Auction Company, One and 80/100 Dollars; W. M. McClellan, doing business as McClellan Coal Company, Fifteen and no/100 Dollars; W. G. Porter, Thirty Cents; L. M. Marvey, Seven and 85/100 Dollars; N. F. Harris, Four and 90/100 Dollars; Marston-Quina, Inc., a corporation, Fourteen and no/100 Dollars; Ed Nicholson, Three and 50/100 Dollars; Growers Exchange, a corporation, One and 18/100 Dollars; Phillip Goldenburg, doing business as Gulf Coast Mercantile Company, Two Hundred and 1/100 Dollars; John H. Myrick, Eight and 20/100 Dollars; Dr. H. L. Bryans, doing business as Bryans Pharmacy, One Hundred Eighty-two and 17/100 Dollars; Dr. A. L. Whigham, doing business as Century Pharmacy, Sixteen and 55/100 Dollars; Ferriss Lee Lumber Company, a corporation, Ten and no/100 Dollars; Gulf Refining Company, a corporation, One Hundred Seventy-one and 85/100 Dollars; Sherill Oil Company, a corporation, Four Hundred Fifty-two and 27/100 Dollars; Lewis Bear Company, a corporation, Five Hundred Thirty-eight and 20/100 Dollars; Charles Booth, doing business as Booth Brothers, One Hundred Forty-eight and 49/100 Dollars; Berry & Holland, a co-partnership, Thirty-one and 33/100 Dollars; B. H. Fried, Fourteen and 13/100 Dollars; Calion Iron Works, a Manufacturing Company, a corporation, Thirty-two and 24/100 Dollars; Elizabeth Coskrey, doing business as Monarch Grocery Company, Seventeen and 18/100 Dollars; Walter White, doing business as Whites Pharmacy, One Hundred One and 15/100 Dollars; Wholesale Drug Corporation, a corporation, Two and 74/100 Dollars; Runyan Machine & Boler Works, a corporation, Two Hundred Seventy-six and 35/100 Dollars; N. E. Hannah, doing business as Hannahs Pharmacy, Fifty-four and 44/100 Dollars; The Powers Company, a corporation, Five and 8/100 Dollars; Pensacola Paper Company, a corporation, Six and 20/100 Dollars; J. D. Adams Company, a corporation, Three Hundred Nineteen and 8/100 Dollars; Gonzalez Trading Company, a corporation, Three and 30/100 Dollars; Newport Industries, a corporation, Nineteen and 75/100 Dollars; J. I. Holcomb Manufacturing Company, a corporation, Four and 66/100 Dollars; Ellis A. Jones, doing business as Naval Stores Copper & Metal Works, Seven and no/100 Dollars; W. E. Taylor, doing business as Taylor Hardware Company, Forty-two and 25/100 Dollars; Eugene Harper, Two and no/100 Dollars; Ernest Johnson, Two and no/100 Dollars; C. H. Turner Company, a co-partnership, Seventy and no/100 Dollars; Charles Foster, Three and no/100 Dollars; John Bradley, Three and no/100 Dollars; W. R. Taylor, doing business as W. R. Taylor & Company, Twenty-five and 90/100 Dollars; American Agricultural Chemical Company, a corporation, Four and 46/100 Dollars; R. Leon Jones, Six and 85/100 Dollars; Mayes Printing Company, a corporation, One Hundred Twenty-nine and 45/100 Dollars; Waters & Hibbert, a co-partnership, Twenty-five and no/100 Dollars; The Crystal Ice Company, a corporation, Ten and no/100 Dollars; W. S. White, Five and no/100 Dollars; Florida Power & Light Company, a corporation, Seventeen and 50/100 Dollars, Central Hardware & Supply Company, a corporation, Two and 31/100 Dollars; D. Levy, Three and no/100 Dollars; Gulf Power Company, a corporation, Four Hundred Two and 32/100 Dollars; Murphy Construction Company, a corporation, Three Hundred Sixty-one and no/100 Dollars;

And whereas neither of said sums has been paid to said persons, firms or corporations, due to the fact that said expenditures were not properly provided for in the budget of Escambia County, Florida; and whereas it is just and proper that said persons, firms and corporations should be compensated for said expenditures, which were necessary and proper for the public purposes of said county, now, therefore.

Also—

House Bill No. 1002:

A bill to be entitled An Act to amend Section 1 of Article 1 of An Act of the Legislature entitled "An Act to abolish the present Municipal Government of the Town of Belle Glade, Palm Beach County, Florida; to create and establish a new Municipality to be known as the Town of Belle Glade, in Palm Beach County, Florida; to legalize and validate all ordinances of said Town of Belle Glade; and all official Acts thereunder; and to adopt the same as the ordinances of the Town of Belle Glade; to legalize and validate all Bonds is-

sued or created by said Town of Belle Glade; to legalize and validate all street and sidewalk assessments issued, levied, or created by said Town of Belle Glade; to fix and provide its territorial limits, jurisdictions and powers, and the jurisdiction and powers of its officers; to prescribe the time within which suits can be brought against said town and for notice thereof; to provide for the repeal of all laws in conflict herewith, and to determine and fix the time when this Act shall become effective, and to provide a negative referendum on the question of incorporating said town by annexing additional territory and providing how other territory may be added to town, the Act amended being Chapter 15082 of the Legislature of Florida, approved June 16, 1931.

Also—

House Bill No. 1004:

A bill to be entitled An Act fixing the compensation of the County Commissioners of Broward County, Florida, and the compensation of the Superintendent of Public Instruction of Broward County, Florida.

Also—

House Bill No. 1014:

A bill to be entitled An Act for the relief of Deputy Sheriffs suffering from accidents received in the performance of their official duties in counties having a population of not less than 53,000 and not more than 54,000, according to the State Census of 1935.

Also—

House Bill No. 1024:

A bill to be entitled An Act relating to Sugarland Drainage District, a Drainage District organized and existing under the Laws of Florida and embracing lands within Hendry and Glades counties; declaring the existence of said district, validating the creation thereof and declaring its boundaries; creating within said district two units; authorizing the construction of certain improvements and the making of repairs to existing works; creating certain funds for monies of the district; providing for the levy, assessment and collection of special taxes or assessments for the district; ascertaining and declaring benefits accrued and to accrue to the lands within the district by virtue of works and improvements heretofore constructed; ratifying, confirming and validating certain Acts of the Board of Supervisors, agents and officers of the district; cancelling and annulling certain taxes and assessments heretofore levied for said district, and the liens representing such taxes and assessments; authorizing the issuance of bonds for the purpose of refunding the existing indebtedness of the district and providing procedure therefor.

Also—

House Bill No. 1075:

A bill to be entitled An Act to authorize and empower the City of Port St. Joe, Florida, to issue bonds of said city in a principal amount not in excess of Two Hundred Fifty Thousand Dollars, (\$250,000) for the purpose of retiring water and sewer revenue debentures of said City of Port St. Joe in the amount of Two Hundred Thousand Dollars (\$200,000.00), and for the purpose of completing and extending the waterworks and sewer systems of said City of Port St. Joe, and to provide the manner of the execution and sale of said bonds and to provide for the payment thereof and providing for an election to determine whether said bonds shall be issued or not.

Also—

House Bill No. 1083:

A bill to be entitled An Act providing a supplemental additional and alternative method of making local improvements of the City of Tampa, authorizing and providing for special assessments for the cost thereof, authorizing the issuance of certificates of indebtedness for the amounts assessed against abutting property, and providing for the manner and method of collection of such liens, and enforcing the collection thereof.

Also—

House Bill No. 1093:

A bill to be entitled An Act providing for the creation for Seminole County of a Delinquent Tax Adjustment Board, prescribing the powers and duties of such board; providing for the creation of a Delinquent Tax Adjustment Board of Appeals and prescribing the powers and duties of such board; providing for the compromise and adjustment of tax sales certificates held by the State upon certain conditions.



Also—

House Bill No. 1119:

A bill to be entitled An Act relating to the distribution and expenditure of moneys derived from gasoline taxes placed to the credit of Madison County, a political subdivision of the State of Florida, conferring certain powers and authority, and imposing certain directions and duties in connection therewith, upon the State Board of Administration and upon the Board of County Commissioners of the said county.

Also—

House Bill No. 1220:

A bill to be entitled An Act to repeal Chapter 5781, Laws of Florida, Acts of 1907, same being An Act to prohibit fishing in the waters of Sumter County except with rod, hook and line, spinner or troll.

Also—

House Bill No. 1259:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to lease part or all of Williams' Park, belonging to the said County of Hillsborough, and more particularly described as follows: That part of government lot 3 in section 23, township 30 south, range 19, contained in the following boundaries: Beginning at a point of intersection of the section line dividing sections 22 and 23 of said township and range with the Alafia River on the north bank of said river, run thence along said section line in a northerly direction 800 feet, run thence due east to Hill Point Bayou, run thence in a southerly direction along said Hill Point Bayou to the Alafia River, thence in a westerly direction along said Alafia River to the point of beginning. Except railroad right-of-way deeded December 11, 1917, Deed Book 260, page 200, and except State road right-of-way; providing for the manner and method of entering into said lease, and empowering the said board to lease part or all of said property for a term of years, and for other purposes incident thereto.

Also—

House Bill No. 1261:

A bill to be entitled An Act ordering and directing the State Board of Administration to sell certain bonds issued by the Town of Palm Bay and held in the interest and sinking fund account of Brevard County, Florida.

Also—

House Bill No. 1274:

A bill to be entitled An Act to repeal Chapter 13493, Laws of Florida, Acts of 1931, same being An Act authorizing the Board of County Commissioners of Sumter County, Florida, to fix the salaries of the members thereof.

Also—

House Bill No. 1341:

A bill to be entitled An Act authorizing and directing the City of Tampa, a municipal corporation to pay all bills incurred by the Board of Elections in said city in connection with petitions seeking charter board elections.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

H. S. McKENZIE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Concurrent Resolution No. 10:

A Senate Concurrent Resolution providing for the appointment of a committee consisting of five members of the Senate and five members of the House and the Chairman of

the State Road Department to study the road system of the State of Florida and report to the 1939 Session of the Legislature a rational plan for future road programs, and making appropriation for the expenses thereof.

Also—

Senate Concurrent Resolution No. 15:

A Senate Concurrent Resolution relating to the establishment of a branch of the Florida State Hospital at some point in South Florida.

Also—

Senate Concurrent Resolution No. 16:

A Senate Concurrent Resolution of the Senate and House of Representatives inviting the Honorable Ed Rivers, Governor of the State of Georgia and his family and the Honorable Bibb Graves, Governor of the State of Alabama, and his family to attend the Joint Session of the Legislature to be held for the purpose of conducting Memorial Exercises in memory of the Honorable Duncan U. Fletcher and the Honorable Park M. Trammell, late United States Senators from the State of Florida.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

H. S. McKENZIE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 26:

A bill to be entitled An Act making it a Penal Offense for one to Practice Law either directly or indirectly who has been disbarred or under suspension from the practice of law, and for an attorney at law to aid or assist either directly or indirectly in the practice of law one who has been disbarred or under suspension from the practice of law, and fixing the punishment therefor.

Also—

Senate Bill No. 156:

A bill to be entitled An Act relating to the liability of an owner or operator of a motor vehicle to a guest or passenger transported without payment therefor.

Also—

Senate Bill No. 632:

A bill to be entitled An Act to abolish the present municipality of the City of Tampa Shores, Pinellas County, Florida, and to create and establish a municipality to be known as the City of Oldsmar, in Pinellas County, Florida; to legalize and validate the ordinances of said City of Tampa Shores and official acts thereunder; and to adopt the same as the ordinances of said City of Oldsmar; to validate the contracts of the said City of Tampa Shores and official acts thereunder; and to adopt all of said ordinances and official acts of said City of Tampa Shores which are not in conflict with this Act; to provide a charter for said City of Oldsmar; to define its territorial limits; provide for its government; to regulate the bringing of suits against said city and providing for notice thereof; to prescribe the jurisdiction and powers of the said City of Oldsmar; and repealing Chapter 14426 of the Special Acts of 1929 of the Laws of Florida.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

H. S. McKENZIE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate

Senator McKenzie, Chairman of the Joint Committee on

Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 565:

A bill to be entitled An Act to provide in all counties of the State of Florida having more than 150,000 population according to the next preceding State or Federal census, for the registration of persons convicted of felonies involving moral turpitude; to define felonies involving moral turpitude and residents of this State within the meaning of this Act; to require Boards of County Commissioners to provide Sheriffs at County expense, registration books and appropriate forms; to require registrants to notify Sheriffs of change of address; to fix the burden of proof as to certain affirmative defenses in prosecutions under this Act; and to provide a penalty for the violation of this Act.

Also—

Senate Bill No. 611:

A bill to be entitled An Act providing for tenure of employment of teachers in the public schools in counties of the State of Florida having a population of not more than 155,000 and not less than 150,000, according to the last Federal census, defining when teachers are entitled to tenure of employment, defining terms used in this Act, and conferring jurisdiction upon the Circuit Court to issue Writs of Mandamus and Certiorari to give effect to the provisions of this Act.

Also—

Senate Bill No. 633:

A bill to be entitled An Act to create a budget commission for Orange County, Florida; to prescribe its duties, powers and authority and the duties of all boards and officers, including school boards and officers, in respect thereto and to provide for the payment of its expenses.

Also—

Senate Bill No. 739:

A bill to be entitled An Act authorizing the creation of a Municipal Tax Adjustment Board for the City of Inverness, Citrus County, Florida; prescribing its powers, duties and limitations; prescribing the length of time such board shall exist; providing for the officers of said board; and authorizing said board to adjust, settle, and compromise taxes and special assessments.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

H. S. MCKENZIE,

Chairman of the Joint Committee on Enrolled Bills  
on the Part of the Senate

Senator Westbrook, as Chairman of the Committee on Rules and Calendar, moved that the motion made by him on yesterday that Senate Bills Nos. 510, 584, 478, 479, 333, 550, 551, 552, and 432 be added to the Calendar of Special and Continuing Orders, for consideration by the Senate in the order mentioned when the Order of the Day is reached in the proceedings this day, be adopted.

Which was agreed to and it was so ordered.

Senator Westbrook moved that the rules be waived and when the Senate adjourns at the afternoon Session, this day, it recess to re-convene at 8:00 o'clock P. M. for the consideration of Miscellaneous Bills under the unanimous consent rule.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Westbrook moved that a committee of nine (9) members be appointed by the President of the Senate from the membership of the three Committees which are now considering the old age pension bills with a view of reporting out one or more bills on the subject for consideration by the Senate.

Pending the adoption of the motion made by Senator West-

brook, Senator Hodges moved as a substitute motion that the President of the Senate appoint a committee of (9) members from the membership of the Senate at large to prepare one or more bills pertaining to old age pensions, for consideration by the Senate.

Which was agreed to and it was so ordered.

The President announced that the special committee would be appointed later.

#### INTRODUCTION OF RESOLUTIONS

By Senator Mapoles—

Senate Resolution No. 29:

WHEREAS, the Senate, on May 11th, 1937, adopted Resolution No. 28, providing for the appointment by the President of the Senate, a committee of three to investigate the activities of the Social Welfare Board, and that by reason of said Resolution the President of the Senate appointed the Committee to make the necessary investigations and the said Committee has employed the necessary auditors and investigators in pursuant of said resolution, and the investigators are now making the said investigation.

NOW, THEREFORE, BE IT RESOLVED:

That the said Investigating Committee shall be allowed a sum not to exceed \$800.00 for the expense of the said investigation.

Which was read the first time in full.

Senator Mapoles moved the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 29 was adopted.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Butler (By Request)—

Senate Bill No. 929:

A bill to be entitled An Act granting a pension to Mrs. Corinthia A. Heermans of Duval County, Florida.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Kendrick—

Senate Bill No. 930:

A bill to be entitled An Act to redesignate and reestablish State Road No. 28 and to repeal Chapter 12373, Laws of Florida, Acts of 1927 and Chapter 13854, Laws of Florida, Acts of 1929.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Tillman—

Senate Bill No. 931:

A bill to be entitled An Act to provide for the mandatory use of voting machines for all elections in all counties in the State of Florida having a population of one hundred fifty thousand (150,000) or more, according to the State Census of 1935 and in all municipalities in said counties and providing for County Commissioners or governing authorities to lease or rent machines for election purposes.

Which was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

Senator Beall moved that the President of the Senate be instructed to communicate with Senator Black, who is now in a hospital in Jacksonville, to ascertain his condition and convey the respects and best wishes of the Senate to him.

Which was agreed to and it was so ordered.

By Senator Tillman—

Senate Bill No. 932:

A bill to be entitled An Act amending Chapter 17164, Laws of Florida of 1935 concerning the amount of pension to be paid the widow of an employee who shall lose his life in the discharge of his duties and the amount to be paid the widow of an employee who dies from natural causes while entitled to retire on a pension.

Which was read the first time by title only and referred to the Committee on Labor and Industry.

By Senator Murphy—

Senate Bill No. 933:

A bill to be entitled An Act creating the Artillery Range Commission, prescribing its powers and duties and authoriz-



ing the purchase of land for artillery range purposes and making appropriation for use by said Commission in the purchase of said land.

Which was read the first time by title only and referred to the Committee on Military Affairs.

By Senator Murphy—

Senate Bill No. 934:

A bill to be entitled An Act to allow and authorize payment of current, past due, or future drainage taxes or assessments, in limestone drainage district with past due bonds, or interest coupons, of said district, and to authorize the officials of the district, or any receiver or receivers appointed by any court, to accept such past due bonds or interest coupons in payment of such drainage taxes or assessments, and to further allow and authorize said district, or any receiver or receivers appointed by any court, for the same, to accept in payment of purchase price of any land now owned by said district, or to be hereafter owned or acquired, with past due interest coupons of said district and/or bonds of said district, whether past due or not.

The following proof of publication was attached to Senate Bill No. 934 when it was introduced in the Senate:

(COPY OF PROOF OF PUBLICATION)  
NOTICE

NOTICE IS HEREBY GIVEN, There will be introduced in the next Session of the Legislature of the State of Florida, a law authorizing the Limestone Drainage District or any receiver, or receivers appointed by any court for said district, to accept past due bonds or interest coupons in payment of all current or past due taxes or interest thereon, or any tax or assessment to be levied in the future.

And to further authorize said District to any receiver or receivers thereof, to accept in payment of purchase price of any land the District now owns or may hereafter own, or acquire title to past due interest coupons of said District and bonds thereof, whether due or past due.

WM. E. DUNWODY,

Secretary of Limestone Drainage District.

STATE OF FLORIDA  
COUNTY OF HARDEE

I, Mrs. Laura H. Goolsby, publisher of THE FLORIDA ADVOCATE, a weekly newspaper printed and published at Wauchoola, State and County aforesaid, do solemnly swear that an advertisement, a true copy of which is hereunder affixed, was published in said FLORIDA ADVOCATE for four consecutive weeks, from the 12 day of March A. D. 1937 to the 9 day of April A. D. 1937, inclusive.

Mar. 12, 19, 26, Apr. 2, 9, 1937

MRS. LAURA H. GOOLSBY, Publisher.

Subscribed and sworn to before me, this 17th day of Apr. 1937.

HARRY STANSFIELD,

Notary Public, State of Florida at Large.

My Commission Expires Feb. 7, 1939.

N. P. Seal.

(This newspaper has been published in accordance with Chapter 14830 of the Acts of the Legislature of 1931.)

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Beacham—

Senate Bill No. 935:

A bill to be entitled An Act for the relief of Herbert Jones, a resident of Palm Beach County, Florida, providing an appropriation for injuries and damages sustained by him while a member of the One Hundred and Twenty-Fourth Infantry, Florida National Guard, with the rank of Private; providing for the State Treasurer and the State Comptroller of the State of Florida to draw and cause to be drawn warrants in payment of the said appropriation herein provided for and providing for the enforcement of this Act.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Beall—

Senate Bill No. 936:

A bill to be entitled An Act to amend Section 2 of Chapter 11,383, Laws of Florida, Acts of 1925, being Section 5011, Compiled General Laws of Florida, of 1927, being An Act to provide a method for removing clouds from, clearing and confirming, titles to land, and decreeing possession thereof.

by Courts of Chancery against parties in possession or otherwise, and against defendants, whether known or unknown, providing for a trial by jury in cases where defendant is in actual possession of any part of such land; and providing for service of process by publication once a week for four weeks against unknown defendants and for the entry of decrees pro confesso, and final, without the appointment of a master or guardian in such cases where no appearance is entered on or before the return day; and providing for the procedure under said Act; designating the relief to be decreed in proceedings brought thereunder; and declaring the force and effect of such decrees when recorded, and fixing the time limit in which decrees entered in any cause brought under the terms and provisions of said Act may be opened in certain cases.

Which was read the first time by title only and referred to the Committee on Judiciary "A."

By Senator Beacham—

Senate Bill No. 937:

A bill to be entitled An Act to amend Section 2, Chapter 16994, Laws of 1935, relating to the Everglades Fire Control District; providing for appointment by the Governor of a Chief of the Everglades Fire Control District; and providing for appointment by the Governor of Deputy Fire Wardens for each of the six districts in the Everglades Fire Control District; prescribing the qualifications of such Chief and Deputy Fire Wardens of said Fire Control District; limiting the salaries of such chief and such deputy wardens; repealing all laws and parts of laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Drainage.

By Senator Tillman—

Senate Bill No. 938:

A bill to be entitled An Act for the relief of C. E. Cheshire.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Tillman—

Senate Bill No. 939:

A bill to be entitled An Act to amend the territorial boundaries of the City of Port Tampa, Florida, as originally set forth in Section 1, Chapter 4299, Laws of Florida, Acts of 1893, as amended by Section 1 of Chapter 5084, Laws of Florida, Acts of 1901.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Tillman—

Senate Bill No. 940:

A bill to be entitled An Act to declare, designate and establish a State road in Hillsborough County, Florida.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Tillman—

Senate Bill No. 941:

A bill to be entitled An Act providing for the cancellation of all outstanding tax sales certificates held and owned by the State of Florida and all tax liens for subsequent unpaid taxes on certain lands in Hillsborough County, Florida.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Tillman—

Senate Bill No. 942:

A bill to be entitled An Act to amend Section 1 of Chapter 16058, Laws of Florida of 1933, being "An Act providing for and creating jury commissioners in all counties of the State of Florida having a population exceeding 155,000 by the last preceding Federal Census, and prescribing their qualifications, method of appointment, powers, duties, functions and official terms; and providing for the selection, listing and procurement of jurors in such counties." and by this amendment providing for and creating jury commissioners in all counties of the State of Florida having a population exceeding 140,000 inhabitants by the latest preceding Federal Census, and prescribing their qualification, method of appointment, powers, duties, functions and official terms, and providing for the selection, listing and procurement of jurors in such counties.

Which was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

By Senator McArthur—  
Senate Bill No. 943:

A bill to be entitled An Act providing for the compensation of members of Board of Public Instruction and members of the Board of County Commissioners in all Counties of the State of Florida having a population of not more than 9,700, and not less than 9,100, according to the last preceding Federal or State census that has been or may be officially taken.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Dame—  
Senate Bill No. 944:

A bill to be entitled An Act providing for the creation of Delinquent Tax Adjustment Board for Citrus County, Florida; prescribing the powers and duties of such Board; providing for the compromise, sale and adjustment of tax sale certificates held by the State upon certain conditions.

The following proof of publication was attached to Senate Bill No. 944 when it was introduced in the Senate:

#### NOTICE OF SPECIAL LEGISLATION

Notice is hereby given that a local bill will be presented to and its passage sought in the Legislature of the State of Florida for the year A. D. 1937, providing for the creation of a Delinquent Tax Adjustment Board for Citrus County, Florida; providing the powers and duties of said Board; providing for the creation of Delinquent Tax Adjustment Board of Appeals and prescribing the powers and duties of such Board; providing for the compromise and adjustment of tax sale certificates held by the State upon certain conditions and providing for the adjustment of all taxes.

BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA,

By F. E. MARLOW,  
Its Chairman.

#### AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA,  
COUNTY OF CITRUS.

On this day personally appeared before me Taylor Dawson to me well known, who being by me first duly sworn, deposes and says that he is the Editor of the Citrus County Chronicle, a newspaper published in the City of Inverness, County of Citrus and State of Florida; that said newspaper has been continuously published in Citrus County, Florida, at least once each week and also has been entered as second-class mail matter at the Postoffice in the City of Inverness, Citrus County, Florida, for a period of one year next preceding the first insertion of the attached legal notice or process; that said newspaper has been published in accordance with the provisions of Chapter 14830 of the Acts of the 1931 Session of the Legislature of Florida, approved May 20th, 1931, and all provisions of said Statute have been complied with; that the attached legal notice or process was published in said newspaper once each week for a period of five weeks, to-wit: in the issues of said newspaper published on April 22-29, May 6-13-20, 1937.

TAYLOR DAWSON.

Sworn to and subscribed before me this 20th day of May, A. D. 1937.

(Seal) NELLIE B. STEWART,  
Notary Public, State of Florida at Large.

My commission expires Dec. 18, 1937.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Kendrick—  
Senate Bill No. 945:

A bill to be entitled An Act for the relief of D. D. Moody, individually and as tax assessor of Flagler County, Florida.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Tervin—  
Senate Bill No. 946:

A bill to be entitled An Act amending Section 24 of

Chapter 6722 of the Laws of Florida, approved May 9th, 1913, to permit the City of Manatee to license privileges, business, occupations and professions carried on and engaged in within the city limits, the amount of such license and license taxes to be fixed by city ordinance, without reference to any General State Laws.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By the Committee on Public Roads and Highways—  
Senate Bill No. 947:

A bill to be entitled An Act to amend Section one (1) of Chapter 6883, Acts of 1915, entitled "State Road Department created: Members, terms of office, vacancies, organization, chairman, secretary, salaries, expenses, disbursements, duties of chairman, headquarters, bond of chairman, seal of department, duties of secretary, meetings," as amended by Section one (1) of Chapter 7328, Acts of 1917, as amended by Section one (1) of Chapter 7900, Acts of 1919, as amended by Section one (1) of Chapter 11335, Acts of 1925, extra Session, as amended by Section one (1) of Chapter 15720, Acts of 1931, Extra Session, as amended by Section one (1) of Chapter 15859, Acts of 1933, as amended by Section one (1) of Chapter 17281, Acts of 1935.

Which was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

By Senator Tillman—  
Senate Bill No. 948:

A bill to be entitled An Act to amend An Act of the Legislature of the State of Florida known as Chapter 16462, Acts of 1933, providing for the incorporation of certain lands in Hillsborough County, into a special sanitary district known as Suburbs Beautiful Special Sanitary District, a Municipal corporation, and other purposes, as heretofore amended by Chapter 17553, Laws of Florida, 1935, by limiting and restricting the use of lots of land in the district to the uses, conditions and limitations set forth in certain deed and plats, to empower and require the district to enforce such uses, conditions, limitations and restrictions, to require permits for the construction, placing, erection or alteration of buildings on the lots of land in the district, to declare it a misdemeanor and to impose a penalty for failure to procure such a permit, authorize an increase in compensation to the Secretary-Treasurer of the District, to validate Acts, assessments and liens pursuant to Chapter 17553, Laws of Florida 1935, to validate the provisions of Section 6 of Chapter 17553, Laws of Florida, 1935, to validate assessments and liens pursuant to Chapter 16462, Laws of Florida, 1933, and for other purposes.

The following proof of publication was attached to Senate Bill No. 948 when it was introduced in the Senate:

#### NOTICE OF APPLICATION FOR LOCAL LAW AMENDING CHARTER SUBURBS BEAUTIFUL SPECIAL SANITARY DISTRICT

Notice is hereby given that a bill will be introduced and application made in the Legislature of the State of Florida, at its next regular session, for enactment of a special or local law to further amend the Charter of Suburbs Beautiful Special Sanitary District granted and created by Chapter 16462, Special Acts of Florida in 1933 and amended by Chapter 17553, Special Acts of Florida in 1935, in the following respects:

1. To zone the said District and regulate and restrict the use of the lots of land therein in accordance with and to conform to the restrictions set forth in the conveyance or conveyances of the various lots described and situated in the territory embraced within the said District, as well as the restrictions contained in or shown on the maps or plats of the subdivisions comprising the said District, as the same appear on file and of record in the office of the Clerk of the Circuit Court of Hillsborough County, Florida.

2. To authorize, empower and direct the said District to enforce, in its own name, by injunction or other appropriate legal or equitable remedy, the said conventional restrictions and zoning provisions mentioned and described in paragraph one above.

3. To require that anyone proposing or seeking to construct, place, erect or alter any building upon any lot or lots or tracts of land located in said District shall first secure from the said District a permit therefor; and to provide that said District shall be authorized, empowered and directed to issue such permits for the construction, placing, erection, or altera-

tion of buildings thereon and upon such conditions as it may adopt and impose to conform to said restrictions, and at such cost for such permit as it may require, not to exceed Five Dollars (\$5.00) for each permit issued; and to provide that anyone constructing, placing, erecting or altering or beginning the construction, placing, erecting, or altering of any building or buildings, upon any lot, or lots, or tract of land in said District without first having secured such permit shall be guilty of a misdemeanor, and fined not exceeding Two Hundred Fifty Dollars (\$250.00) upon conviction thereof.

4. To provide that the District shall be authorized to pay its Secretary-Treasurer not exceeding Two Hundred Dollars (\$200.00) per annum as compensation for his services.

5. To confirm and validate the assessments and liens made and created on the lots in the said District pursuant to Chapter 17553 of the Special Acts of 1935.

6. To confirm and validate the provisions of paragraph or section 6 of Chapter 17553 of the Special Acts of 1935, relating to the keeping of fowls, horses, cows, and other animals of husbandry, and yards and barns for the keeping of the same.

7. To confirm and validate assessments and liens made and created on the lots in the District for the year 1935 pursuant to Chapter 16462, Special Acts of Florida, 1933.

All the lots and tracts of land situated or embraced in said Suburbs Beautiful Special Sanitary District, as are more particularly described in Chapter 16462 of the Special Laws of Florida enacted in 1933, shall be affected by said proposed special or local law or laws.

Publication of this notice is made in accordance with the provisions of Section 21, Article 3 of the Constitution of the State of Florida, and in accordance with Chapter 13791 of the Acts of 1929 of the Florida Legislature.

L. G. HUDGINS,  
C. T. DAWKINS.

Commissioners of Suburbs Beautiful Special Sanitary District.

STATE OF FLORIDA,  
COUNTY OF HILLSBOROUGH)

Before the undersigned authority personally appeared Ralph Nicholson, who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to Suburbs Beautiful Special Sanitary District, Hillsborough County, Florida, a public municipal corporation incorporated by and pursuant to Chapter 16462, Laws of Florida 1933 and amended by Chapter 17553, Laws of Florida, 1935, has been published at least thirty days prior to this date, by being printed in the issues of Friday, April 2, 1937, of The Tampa Daily Times, a newspaper published in Hillsborough County, Florida, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

RALPH NICHOLSON,  
General Manager,  
The Tampa Daily Times.

Sworn to and subscribed before me this 11th day of May, 1937.  
(Seal)

AURORA MCKAY,  
Notary Public, State of  
Florida at Large.

My Commission expires Sept. 6, 1937.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Westbrook—

Senate Bill No. 949:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Lake County, Florida.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senators Murphy and Hodges—

Senate Bill No. 950:

A bill to be entitled An Act to amend paragraph eight (8) of Section one (1), Chapter 16085, Laws of Florida, Acts of 1933, the said paragraph dealing with and appertaining to

fees to be collected on license plates for motor vehicles or for other service incidental to issuance of license tags.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

#### CONSIDERATION OF OTHER RESOLUTIONS

Senate Concurrent Resolution No. 18 was taken up in its order and the consideration thereof was informally passed.

The following message from the Governor was received:

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE  
May 19, 1937

Honorable D. Stuart Gillis,  
President of the Senate.  
Tallahassee, Florida.

Sir:

I have the honor to inform you that on May 18, 1937, I approved the following Acts which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 45 relating to Polk County.  
Senate Bill No. 49 relating to Mrs. Lottie Lague.  
Senate Bill No. 53 relating to Pinellas County.  
Senate Bill No. 105 relating to pilots.  
Senate Bill No. 159 relating to crimes.  
Senate Bill No. 298 relating to Manatee County.  
Senate Bill No. 312 relating to Clermont.  
Senate Bill No. 320 relating to tax assessors.  
Senate Bill No. 326 relating to Fernandina.  
Senate Bill No. 397 relating to Circuit Court Clerk.  
Senate Bill No. 524 relating to St. Augustine.  
Senate Bill No. 536 relating to County Commissioners.  
Senate Bill No. 542 relating to St. Augustine.  
Senate Bill No. 543 relating to St. Augustine.  
Senate Bill No. 569 relating to Port St. Joe.  
Senate Bill No. 571 relating to Port St. Joe.  
Senate Bill No. 582 relating to Tampa.  
Senate Bill No. 588 relating to zoning.  
Senate Bill No. 620 relating to Palm Beach County.  
Senate Bill No. 621 relating to Palm Beach County.  
Senate Bill No. 631 relating to Largo.  
Senate Bill No. 640 relating to Crescent City.  
Senate Bill No. 645 relating to Lake County.  
Senate Bill No. 646 relating to Gulf County.  
Senate Bill No. 773 relating to Lake Wales.  
Senate Bill No. 774 relating to hospitals.

And—

Concurrent Resolution No. 13 relating to Golden Gate International Exposition.

Respectfully yours,  
FRED P. CONE,  
Governor.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was received and read:

Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate Amendment to:

House Bill No. 231:

A bill to be entitled An Act to provide for compensation of constables in counties having population of not less than three thousand one hundred fifty (3,150) and not more than three thousand two hundred (3,200) according to the last official census of the State of Florida.

Which amendment reads as follows:

Amendment No. 1:

At the end of Section 3, add as Section 4. That this Act shall not take effect unless and until the question of the approval and the acceptance of the provisions hereof shall have been submitted to the qualified electors of Flagler County, Florida, at a special election, or at the next ensuing general election. If the majority of all the electors voting at said election shall vote to approve and accept the provisions of this Act, then and in that event this Act shall take effect and be in force from and after the date of canvassing and declaring the result of said election. If the majority of all the electors voting at said election shall vote not to approve and ac-

cept the provisions of this Act, then and in that event the provisions of this Act shall not be operative for any purpose; that said election shall be held and canvassed and the result thereof declared in accordance with the laws pertaining to elections in the State of Florida.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

The following message from the House of Representatives was received and read:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has Concurred in Senate Amendment to:

House Bill No. 217:

A bill to be entitled An Act fixing the fees of the Sheriffs in counties having a population of not less than thirty-one hundred and seventy-nine (3,179) and not more than thirty-two hundred (3,200), according to the last State census.

Which amendment reads as follows:

Amendment No. 1:

At end of Section 3, add as Section 4. That this Act shall not take effect unless and until the question of the approval and the acceptance of the provisions hereof shall have been submitted to the qualified electors of Flagler County, Florida, at a special election, or at the next ensuing general election. If the majority of all the electors voting at said election shall vote to approve and accept the provisions of the Act, then and in that event this Act shall take effect and be in force from and after the date of canvassing and declaring the result of said election. If the majority of all the electors voting at said election shall vote not to approve and accept the provisions of this Act, then and in that event the provisions of this Act shall not be operative for any purpose; that said election shall be held and canvassed and the result thereof declared in accordance with the laws pertaining to elections in the State of Florida.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

The following message from the House of Representatives was received and read:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has Concurred in Senate Amendments to:

House Bill No. 981:

A bill to be entitled An Act to restate, novate and codify all laws and parts of laws of special application to Sumter County in the State of Florida and to repeal all laws and parts of laws in conflict therewith.

Which amendments read as follows:

Amendment No. 1:

In Section 8, line 11 (typewritten bill), strike out the words: (\$30.00) and insert in lieu thereof the following (\$50.00).

Amendment No. 2:

In Section 8, line 10 (typewritten bill), strike out the words: (\$30.00) and insert in lieu thereof the following: fifty.

Amendment No. 3:

In Section 12, line 11 (typewritten bill), strike out the words: thirty (\$30.00) and insert in lieu thereof the following: fifty (\$50.00.)

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida, May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform

the Senate that the House of Representatives has concurred in Senate amendment to:

House Bill No. 1195:

A bill to be entitled An Act to create as an agency of the State in Polk County, the Polk County Port Authority, describing the qualifications and tenure of its members, authorizing the authority to construct, purchase or lease in Polk County at a point in the vicinity of the City of Lakeland, a deep water port and incidental facilities and to acquire by lease or otherwise any ship canal and appurtenant facilities which may be hereafter constructed connecting said port with Hillsboro Bay, and if necessary, to exercise the right of eminent domain for that purpose, to fix and collect tolls and other charges, conferring other incidental powers including the power of eminent domain, upon the said authority, authorizing the authority to issue revenue to debentures, which shall be a lien only upon the revenue of the project, setting forth the terms and conditions upon which debentures may be issued and the rights and the remedies of the holders of such debentures and providing for the validation of such debentures, exempting the property of the authority from liability, preserving the rights of Lakeland-Gulf Canal Company and authorizing acquisition of its rights and franchises by the authority and other matters necessary in the premises.

Which amendment reads as follows:

Amendment No. 1:

In Section 5 (typewritten bill), strike out all of sub-section (b) and insert in lieu thereof the following:

(b) To sue and be sued; to have a seal and alter the same at pleasure; to have perpetual succession; to make and execute contracts and other instruments necessary or convenient to the exercise of the powers of the Authority, and in the letting of contracts for the construction of the project such letting may be either upon competitive bidding or without competitive bidding as, in the judgment and discretion of the Authority, shall seem most conducive to the consummation of the project; and to make, and from time to time amend, or repeal, by-laws, rules and regulations, not inconsistent with this Act, to carry into effect the powers and purposes of the Authority.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

The following message from the House of Representatives was received and read:

Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate amendment to:

House Bill No. 232:

A bill to be entitled An Act to provide for compensation of justices of the peace in counties having population of not less than three thousand one hundred fifty (3,150) and not more than three thousand two hundred (3,200) according to the last official Census of the State of Florida.

Which amendment reads as follows:

Amendment No. 1:

At end of Section 3, add as Section 4. That this Act shall not take effect unless and until the question of the approval and the acceptance hereof shall have been submitted to the qualified electors of Flagler County, Florida, at a special election, or at the next ensuing general election. If the majority of all the electors voting at said election shall vote to approve and accept the provisions of this Act, then and in that event this Act shall take effect and be in force from and after the date of canvassing and declaring the result of said election. If the majority of all the electors voting at said election shall vote not to approve and accept the provisions of this Act, then and in that event the provisions of this Act shall not be operative for any purpose; that said election shall be held and canvassed and the result thereof declared in accordance with the laws pertaining to elections in the State of Florida.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

The following message from the House of Representatives was received and read:

Tallahassee, Fla., May 19, 1937.

*Hon. D. Stuart Gillis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate amendments to:

House Bill No. 218:

A bill to be entitled An Act to provide for compensation of County Judges in Counties having population of not less than three thousand one hundred fifty (3,150) and not more than three thousand two hundred (3,200) according to the last official Census of the State of Florida.

Which amendment reads as follows:

At the end of Section 3, add as Section 4. That this Act shall not take effect unless and until the question of the approval and the acceptance of the provisions hereof shall have been submitted to the qualified electors of Flagler County, Florida, at a special election or at the next ensuing general election. If the majority of all the electors voting at said election shall vote to approve and accept the provisions of this Act, then and in that event this Act shall take effect and be in force from and after the date of canvassing and declaring the result of said election. If the majority of all the electors voting at said election shall vote not to approve and accept the provisions of this Act, then and in that event the provisions of this Act shall not be operative for any purpose; that said election shall be held and canvassed and the result thereof declared in accordance with the laws pertaining to elections in the State of Florida.

Very respectfully,

J. A. CAWTHON,  
Chief Clerk House of Representatives.

#### ORDER OF THE DAY

Senator Tillman moved that Senate Bill No. 917 be substituted on the Special and Continuing Order Calendar for Senate Bill No. 413.

Which was agreed to and it was so ordered.

Senate Bill No. 917:

A bill to be entitled An Act relating to license taxes, repealing Chapter 14491, Laws of Florida, Acts of 1929; repealing parts of Chapter 2 of Title VI, of Division 1 of the Revised General Statutes of Florida, of 1920; repealing Chapter 16801 and Chapter 17167, Laws of Florida, Acts of 1935; amending Section 911 of the Revised General Statutes of Florida, of 1920 as amended by Chapter 1050, Laws of Florida, Acts of 1925; imposing certain license taxes and providing for the payment and collection thereof, and providing that license taxes shall be a lien on the property of the person liable therefor, under certain circumstances.

Was taken up and read the second time in full.

Senator Hodges offered the following amendment to Senate Bill No. 917:

In Section 25 (typewritten bill), insert at the end of said section the following: Nothing in this Act shall be construed to effect those practicing the religious tenets of any church.

Senator Hodges moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman offered the following amendment to Senate Bill No. 917:

Strike out entire Section 23 and re-number remaining sections.

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 917:

Strike out the following words in the title: "Amending Section 911 of the Revised General Statutes of Florida, of 1920 as amended by Chapter 1050 Laws of Florida, Acts of 1925."

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 917:

Title (typewritten bill), and in line 1 of the title after the number: 14491 add the following: and Chapter 14528.

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 917:

In Section 31, line 11 (typewritten bill), strike out the word: Treasurer and insert in lieu thereof the following: Comptroller.

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 917:

In Section 38, line 2 (typewritten bill), strike out the words: 910, both inclusive and insert in lieu thereof the following: 899 both inclusive; 901 to 910, both inclusive.

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 917:

In Section 38, line 5 (typewritten bill), strike out the words: After the number "14491." Add the following: and Chapter 14528.

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Clarke and Wynn offered the following amendment to Senate Bill No. 917:

Immediately following Section 24 insert the following: Section 24½, that every person engaged in the business of selling at retail from a rolling, portable or traveling store, or selling at retail in connection with any such rolling portable or traveling store shall pay a license of Two Hundred Dollars annually. A rolling, portable, or traveling store is hereby defined to be any boat, or vehicle moving from place to place from which any merchandise is sold at retail; provided that the provisions of the Section shall not apply to persons selling fruits, vegetables, or any agricultural products, and any meats, fruits and seafoods, or any medicine, drugs, or toilet articles.

Senator Clarke moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator McArthur offered the following amendment to Senate Bill No. 917:

In Section 5, line at end of Section, strike out the period and insert in lieu thereof the following: comma, nor shall this act pertain to any person, firm or corporation whose sales may be 80 per cent or more of gasoline or petroleum products.

Senator McArthur moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman moved that the rules be waived and the further consideration of Senate Bill No. 917, as amended, be postponed until the afternoon Session, the bill as amended, remaining on second reading for the purpose of being further amended.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Hinely moved that the Senate do now adjourn.

Which was agreed to and the Senate took a recess at 12:46 o'clock P. M., until 2:30 o'clock P. M. this day.

#### AFTERNOON SESSION

The Senate reconvened at 2:30 o'clock P. M. pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Coulter, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Walker, Westbrook, Wynn—34.

A quorum present.

## Senate Bill No. 917:

A bill to be entitled An Act relating to license taxes, repealing Chapter 14491, Laws of Florida, Acts of 1929; repealing parts of Chapter 2 of Title VI, of Division 1 of the Revised General Statutes of Florida, of 1920; repealing Chapter 16801 and Chapter 17167, Laws of Florida, Acts of 1935; amending Section 911 of the Revised General Statutes of Florida, of 1920 as amended by Chapter 1050, Laws of Florida, Acts of 1925; imposing certain license taxes and providing for the payment and collection thereof, and providing that license taxes shall be a lien on the property of the person liable therefor, under certain circumstances.

Was taken up, having been read the second time in full, this day, and retained on second reading for the purpose of amendments.

There being no further amendments offered, Senator Tillman moved that the rules be waived and Senate Bill No. 917, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 917, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Beall, Dame, Dugger, Gomez, Graham, Harper, Hinely, Holland, Kanner, Kelly, Kendrick, McArthur, Murphy, Parker, Parrish, Sweger, Tillman, Walker, Westbrook, Wynn—21.

Nays—Senators Clarke, Johns, Rose, Sharit—4.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

By permission the following bills were introduced:

By the Committee on Temperance—

Senate Bill No. 951:

A bill to be entitled An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol by weight, creating and providing for a State Beverage Department; providing for search, seizures and forfeitures; providing for fair trade practices; providing penalties for the violation of this Act and repealing existing laws conflicting herewith.

Which was read the first time by title only.

Senator Tillman moved that Senate Bill No. 951 be referred to the Committee on Finance and Taxation.

Which was agreed to, and Senate Bill No. 951 was referred to the Committee on Finance and Taxation.

By Senator Tillman—

Senate Bill No. 952:

A bill to be entitled An Act for the relief of Mrs. W. M. Fielder.

The following proof of publication was attached to Senate Bill No. 952 when it was introduced in the Senate:

#### AFFIDAVIT OR PROOF OF PUBLICATION PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that at the 1937 Session of the Florida Legislature which convened at Tallahassee, Florida, on Tuesday, April 6, 1937, special or local legislation will be proposed and passage asked of An Act to cancel certain taxes and tax certificates, outstanding against the following described real estate, situate, lying and being in Hillsborough County, Florida, to-wit:

Lots A and B of Boulevard Heights, and Lot beginning 1,509 feet East and 190 feet North of the Southwest corner of Lot C of Boulevard Heights, and extending North 60 feet and East to the Bay Nix Subdivision, said property being owned by the undersigned.

MRS. W. M. FIELDER.

STATE OF FLORIDA, )  
 ) ss.

COUNTY OF HILLSBOROUGH )

Before me, the undersigned authority, this day personally appeared Ralph Nicholson, who, being by me first duly sworn, deposes and says that he is the business manager of the Tampa Daily Times, a newspaper published in the City of Tampa and having general circulation in Hillsborough Coun-

ty, Florida, and that the notice, order, or publication, a copy of which is attached hereto, was published in said newspaper for one (1) insertion, the date of each publication of said notice, order, or publication being as follows: in the issue of said newspaper of April 19, A. D. 1937.

That said newspaper, at the time of such publication, had been continuously published daily (except Sunday) and had been duly entered as second class mail matter in the Post Office in Tampa, Hillsborough County, Florida, for a period of more than one year preceding the date of the first insertion of said publication, as herein stated.

(Signed)

RALPH NICHOLSON,

Affiant.

Sworn to and subscribed before me this 19th day of April, 1937.

(Seal)

AURORA McKAY,

Notary Public, State of Florida at Large.

My commission expires September 6, 1937.

STATE OF FLORIDA,  
COUNTY OF HILLSBOROUGH

Before me, the undersigned authority, personally appeared MRS. W. M. FIELDER, who on oath does solemnly swear that she has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to the cancellation of taxes and tax certificates against the following described real estate, situate, lying and being in Hillsborough County, Florida, to-wit:

Lots A and B of Boulevard Heights, and lot beginning 1,509 feet east and 190 feet north of the southwest corner of lot C of Boulevard Heights, and extending north 60 feet and east to the Bay Nix Subdivision,

belonging to affiant, has been published at least thirty days prior to this date, by being printed in the issue of Monday, April 19th, A. D., 1937, of The Tampa Daily Times, a newspaper published in Hillsborough County, Florida, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid, together with the publishers affidavit covering publishing of same, and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice and publishers affidavit so attached is by reference made a part of this affidavit.

MRS. W. M. FIELDER,

Sworn to and subscribed before me this 20th day of May, A. D., 1937.

(Seal)

LELAH B. JACKSON,

Notary Public, State of Florida at Large.

My commission expires June 1, 1940.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Tillman—

Senate Bill No. 953:

A bill to be entitled An Act to prohibit the operation of motor propelled boats or water craft without mufflers on Keystone Lake in Hillsborough County, Florida, and to provide a penalty for the violation thereof.

The following proof of publication was attached to Senate Bill No. 953 when it was introduced in the Senate:

#### PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that at the 1937 Session of the Florida Legislature, which convened on Tuesday, April 6th, 1937. Special or Local Legislation will be introduced by the undersigned, and passage asked, of an Act to prevent the operation of motor propelled boats on Keystone Lake in Hillsborough County, Florida, without proper mufflers or other devices used to prevent exhaust noises.

(4)-14-1t  
GEO. B. HOWELL,  
P. O. Box 1809, Tampa, Florida.

#### PUBLISHER'S AFFIDAVIT

STATE OF FLORIDA, )  
COUNTY OF HILLSBOROUGH) ss.

Before me, the undersigned authority, this day personally appeared J. S. Mims, who by me being first duly sworn according to law, deposes and says that he is General Manager of The Tampa Morning Tribune, a daily newspaper of general circulation and published at Tampa, in said County of Hillsborough, State of Florida, and that a full, true and correct copy of which said publication is hereto attached, was published in said newspaper in its issues of April 14th, 1937.



Affiant further says that the above named newspaper has been continuously published once each week, and in fact every day of each week, in said County of Hillsborough, State of Florida, for more than one year immediately preceding the first publication of said Notice, and was during all such time, and now is, entered as second-class mail matter in the United States Post Office at Tampa, Hillsborough County, Florida, thereby conforming to the requirements of Senate Bill No. 58, the same being an Act of the 1931 Legislature of the State of Florida in reference to publication of such notices and court processes, approved May 20, 1931.

J. MIMS.

Sworn to and subscribed before me, this 14th day of April, A. D. 1937.

HAROLD L. MIMS,  
Notary Public, in and for State  
of Florida at Large

My Commission expires January 9, 1940.

(Seal) My Commission expires January 9, 1940.

STATE OF FLORIDA,  
COUNTY OF HILLSBOROUGH.

Before me, the undersigned authority, personally appeared GEO. B. HOWELL, who, on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to the prohibiting of the operation of motor propelled boats or water craft without mufflers on Keystone Lake in Hillsborough County, Florida, has been published at least thirty days prior to this date, by being printed in the issue of Wednesday, April 14, 1937, of the Tampa Morning Tribune, a newspaper published in Hillsborough County, Florida, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid, together with the publishers affidavit covering publishing of the same, and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice and publisher's affidavit so attached is by reference made a part of this affidavit.

GEO. B. HOWELL.

Sworn to and subscribed before me this the 15th day of May, A. D., 1937.

(Seal) S. P. CONKLIN,  
Notary Public, State of Florida at Large.

My commission expires January 6, 1940.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

SPECIAL AND CONTINUING ORDERS

Senate Bills Nos. 726, 533 and 431 were taken up in their order and the consideration thereof was informally passed.

By unanimous consent Senator McKenzie withdrew Senate Bill No. 617.

Senate Bill No. 843:

A bill to be entitled An Act making an appropriation of One Hundred Thousand Dollars (\$100,000.00) available to the Governor of the State of Florida for the use and benefit of the Florida State Hospital for the purpose of repairing, maintaining and/or improving the steam power plant at the Florida State Hospital, and authorizing and empowering the Governor of the State of Florida and the Board of State Institutions, in their discretion, to enter into contract for the purchase of electrical power and energy for the Florida State Hospital and to use so much of said appropriation as may be necessary to carry out said contract.

Was taken up and read the second time in full.

Senator Beall moved that the rules be waived and Senate Bill No. 843 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 843 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Murphy, Parker, Parrish, Rose, Savage, Sweger, Tervin, Tillman, Walker, Westbrook, Wynn—30.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senate Bill No. 411:

A bill to be entitled An Act relating to the operation of the public free schools of Florida, requiring all persons engaged in an administrative, supervisory, or instructional capacity in any public school system in the State, including County Superintendents of Public Instruction, to hold certificates issued by the State of Florida, prescribing conditions under which such certificates may be issued, extended, renewed and revoked, authorizing the State Board of Education to require certificates of bus drivers and persons keeping school financial records, prescribing fees for certificates, requiring the State Superintendents of Public Instruction to maintain and furnish lists of certificated teachers.

Was taken up, having been read the second time in full on May 19, 1937, and retained on second reading for the purpose of amendments, and read in full for the information of the Senate.

Senator Johns offered the following amendment to Senate Bill No. 411:

In Title to Bill (typewritten bill), strike out the entire title and insert in lieu thereof the following title: A bill to be entitled An Act relating to the operation of the public free schools of Florida, requiring all persons engaged in an administrative, supervisory or instructional capacity in any public school system in the State to hold certificates issued by the State of Florida, prescribing conditions under which such certificates may be issued, extended, renewed and revoked, prescribing fees for certificates, requiring the State Superintendent of Public Instruction to maintain and furnish lists of certificated teachers.

Senator Johns moved the adoption of the amendment which was agreed to and the amendment was adopted.

Senator Johns also offered the following amendment to Senate Bill No. 411:

In Section 2, line 1-15, page 2 (typewritten bill), strike out the entire Section and insert in lieu thereof the following:

Section 2. Positions for Which Certificates Required: Each person employed or occupying a position as assistant county superintendent, school supervisor, helping teacher, principal, teacher, attendance worker, school librarian, or other person employed in an administrative, supervisory or instructional capacity in any public school system of any county of this State shall hold the certificates required by law or by rules and regulations of the State Board of Education for the type of service rendered.

Senator Johns moved the adoption of the amendment.

Which was agreed to, and the amendment was adopted.

Senator Johns also offered the following amendment to Senate Bill No. 411:

In Section 3, sub-sections 6 and 7, lines 12-17, page 4 (typewritten bill), strike out the words and figures:

6. Superintendent's Certificates to be granted to applicants upon basis as provided by law.

7. Special Certificates issued on the basis of training and experience in specialized fields and valid for special types of service not mentioned heretofore in this section.

and insert in lieu thereof the following sub-section:  
6. Special Certificates issued on the basis of training and experience in specialized fields and valid for special types of services not mentioned heretofore in this section.

Senator Johns moved the adoption of the amendment.

Which was agreed to, and the amendment was adopted.

Senator Kanner moved that the rules be waived and Senate Bill No. 411, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 411, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Clarke, Coulter, Dame, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Murphy, Parker, Parrish, Rose, Savage, Sweger, Tervin, Tillman, Walker, Westbrook, Wynn—30.

Nays—None.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

**Senate Bill No. 548:**

A bill to be entitled An Act fixing the compensation and the basis thereof of County Superintendents of Public Instruction of the counties of the State of Florida.

Was taken up and read the second time in full.

Senator Tervin offered the following amendment to Senate Bill No. 548:

In Section 1, line 10 (typewritten bill), strike out the figure 10 and insert in lieu thereof the following: 5.

Senator Tervin moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment the roll was called and the vote was:

Yeas—Mr. President; Senators Clarke, Harper, Hinely, Johns, McArthur, Parker, Savage, Tervin—9.

Nays—Senators Adams, Beacham, Beall, Butler, Dame Dugger, Gomez, Graham, Hodges, Kanner, Kelly, Kendrick, McKenzie, Murphy, Parrish, Rose, Sharit, Sweger, Tillman, Walker, Westbrook, Wynn—22.

So the amendment failed of adoption.

Senator Tervin also offered the following amendment to Senate Bill No. 548:

In Section 1, line 13 (typewritten bill), strike out the figure 10 and insert in lieu thereof the following: 7½.

Senator Tervin moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment the roll was called and the vote was:

Yeas—Mr. President; Senators Clarke, Graham, Harper, Hinely, Holland, Johns, Kendrick, McArthur, Mapoles, Parker, Rose, Savage, Westbrook—14.

Nays—Senators Adams, Beacham, Beall, Dame, Dugger, Gomez, Hodges, Kanner, Kelly, McKenzie, Murphy, Parrish, Sharit, Tervin, Tillman, Walker, Wynn—17.

So the amendment failed of adoption.

Senator Parker offered the following amendment to Senate Bill No. 548:

In Section 1, line 13 (typewritten bill), strike out the words and figures "10 per cent" and insert in lieu thereof the following: 6 per cent.

Senator Parker moved the adoption of the amendment.

Which was not agreed to, and the amendment failed of adoption.

Senator Johns offered the following amendment to Senate Bill No. 548:

At the end of Section 1 add the following: "This Act shall not apply to the counties of Bradford and Union."

Senator Johns moved the adoption of the amendment.

Which was not agreed to, and the amendment failed of adoption.

Senator Tervin offered the following amendment to Senate Bill No. 548:

At end of Section 1 add the following: This Act shall not apply to counties of a population of 23,050 and 23,600, according to the last State Census.

Senator Tervin moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment the roll was called and the vote was:

Yeas—Mr. President; Senators Clarke, Graham, Harper, Holland, Johns, Mapoles, Parker, Savage, Tervin—10.

Nays—Senators Adams, Beacham, Beall, Butler, Dame, Dugger, Gomez, Hinely, Hodges, Kanner, Kelly, Kendrick, McArthur, Murphy, Parrish, Rose, Sharit, Sweger, Tillman, Walker, Westbrook, Wynn—22.

So the amendment failed of adoption.

Senator Rose offered the following amendment to Senate Bill No. 548:

At the end of Section 1 add "provided, however, that the annual salary of any County Superintendent of Public Instruction shall not exceed Five Thousand Dollars."

Senator Rose moved the adoption of the amendment.

Which was not agreed to and the amendment failed of adoption.

Senator Tervin offered the following amendment to Senate Bill No. 548:

At end of Section 1 (typewritten bill), add the following: "The provisions of this Act shall not apply to counties of a population of less than 23,700."

Senator Tervin moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment the roll was called and the vote was:

Yeas—Mr. President; Senators Clarke, Graham, Harper, Holland, Johns, McArthur, Mapoles, Parker, Savage, Tervin, Westbrook—12.

Nays—Senators Adams, Beacham, Beall, Butler, Dame, Dugger, Gomez, Hodges, Kanner, Kelly, Kendrick, McKenzie, Murphy, Parrish, Rose, Sharit, Sweger, Tillman, Walker, Wynn—20.

So the amendment failed of adoption.

Senator Parker offered the following amendment to Senate Bill No. 548:

At the end of Section 1 (typewritten bill), add the following: "All monies required for the provisions of this Act shall be paid out of the teachers' salary fund at the discretion of the several County School Boards."

Senator Parker moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment the roll was called and the vote was:

Yeas—Mr. President; Senators Clarke, Harper, Hinely, Holland, Johns, McArthur, Parker, Savage, Sharit, Tervin, Tillman—12.

Nays—Senators Adams, Beacham, Beall, Dame, Dugger, Gomez, Graham, Hodges, Kanner, Kelly, Kendrick, McKenzie, Mapoles, Murphy, Parrish, Rose, Sweger, Walker, Westbrook, Wynn—20.

So the amendment failed of adoption.

Senator Clarke offered the following amendment to Senate Bill No. 548:

At end of Section 1 (typewritten bill), add the following: Provided, however, that the maximum amount which any Superintendent may be paid shall not exceed the sum of Six Hundred Dollars in excess of amount which he is being paid at time of passage of this bill for his annual salary.

Senator Clarke moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Clarke to Senate Bill No. 548, Senator Beacham moved that the time of adjournment be extended until such time as the consideration of Senate Bill No. 548 is completed.

Which was not agreed to.

Pending the adoption of the amendment offered by Senator Clarke to Senate Bill No. 548, Senator Kelly moved that the Senate do now proceed to the consideration of Executive Communications.

Which was agreed to.

And the Senate went into Executive Session at 4:58 o'clock P. M.

The Senate emerged from Executive Session at 5:28 o'clock P. M. and resumed its Session.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Walker, Westbrook, Wynn—34.

A quorum present.

By permission the following Reports of Committees were filed:

**REPORTS OF COMMITTEES**

Senator Coulter, Chairman of the Committee on Temperance, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,

President of the Senate.

Sir:

Your Committee on Temperance, to whom was referred:

## Senate Bill No. 211:

A bill to be entitled An Act to amend Section 11 of Chapter 16774, Acts of 1935, the same being An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State Beverage Department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages.

Also—

## Senate Bill No. 567:

A bill to be entitled An Act to amend Sub-Section A of Section 9, Chapter 16774, Acts of 1935, Session of the Legislature by An Act regulating and taxing the manufacture and distribution of the sale of beverages containing more than one per centum of alcohol; be and the same are hereby to read: An Act to regulate and to tax the manufacture and distribution of the sale of beverages containing more than one per centum of alcohol.

Also—

## Senate Bill No. 223:

A bill to be entitled An Act to provide for the seizure of alcoholic beverages from persons arrested for violation of Chapter 16774, Laws of Florida, or any other Law of Florida relative to alcoholic liquors, and for the sale thereof upon conviction of the person arrested; prescribing the method of sale and the notice thereof and the fees of the Sheriff for making the same; providing for the disposition of beverages the containers of which are not properly stamped.

Also—

## Senate Bill No. 151:

A bill to be entitled An Act to amend Section 15 of Chapter 16774, Acts of 1935, Legislature, Laws of Florida, entitled "An Act regulating and taxing the manufacture, distribution sale of beverages containing more than one per centum of alcohol, creating and providing for a State Beverage Department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages."

Have had the same under consideration, report same without recommendation.

Very respectfully,

H. B. COULTER,  
Chairman of Committee.

And Senate Bills Nos. 211, 567, 223 and 151, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Coulter, Chairman of the Committee on Temperance, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Temperance, to whom was referred:

## Senate Bill No. 43:

A bill to be entitled An Act to make it unlawful to sell intoxicating liquors, wines or beer in counties that have voted against the sale of such intoxicating liquors, wines or beer, or to keep or possess such beverages in any such county with intent to sell or dispose of same unlawfully, or to keep or maintain a place in any such county where such beverages are sold; to provide penalties for violation of the said Acts so made unlawful; to define intoxicating liquors, wines or beer; to prescribe rules of evidence in trials for violation of this Act; to provide immunity from prosecution of persons giving testimony for violation of this Act; to authorize the seizure and destruction of intoxicating liquors, wines or beer found in the possession, custody, or control of persons violating this Act; and to declare that no right of property exists in the intoxicating beverages so seized; and to prescribe forms of indictments and informations for violation of said Act.

Have had the same under consideration and recommend that the same pass, with the following amendments:

## Amendment No. 1:

In Section 3, line 2 (typewritten bill), strike out the word "maintain" and insert in lieu thereof the word "maintain"

## Amendment No. 2:

In Section 4, page 2, (typewritten bill), strike out lines 2, 3

and 4 from the top of said page 2 and insert in lieu thereof the following: "be punished by a fine of not exceeding Five Hundred Dollars, or by imprisonment in the County jail for not more than six months, or by both such fine and imprisonment, in the discretion of the Court."

## Amendment No. 3:

In Section 7, line 11 (typewritten bill), immediately before the word "Testify" insert the word "may."

## Amendment No. 4:

On page 7 (typewritten bill), immediately preceding Sec. 14, insert a new and additional section as follows:

"Section 13-A. For the purpose of enforcing the provisions of this Act the Director and Supervisors of the State Beverage Department are hereby authorized and directed to exercise and perform all powers and duties vested in the several sheriffs and their deputies in the State of Florida under the provisions of this Act."

## Amendment No. 5:

In Section 13, line 11, page 6 (typewritten bill), strike out the word "of" being the last word in said line and insert in lieu thereof the word "or."

Very respectfully,

H. B. COULTER,  
Chairman of Committee.

And Senate Bill No. 43, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Coulter, Chairman of the Committee on Temperance, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Temperance, to whom was referred:

## Senate Bill No. 224:

A bill to be entitled An Act imposing license taxes on resorts where beverages containing more than one per cent of alcohol are sold and dancing is permitted: Providing for the issuance of the licenses and fixing the amount of the taxes; and prescribing the penalty for the violation of the Act.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

H. B. COULTER,  
Chairman of Committee.

And Senate Bill No. 224, contained in the above report, was laid on the table.

Senator Tervin, Chairman of the Committee on Judiciary "B," submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Judiciary "B," to whom was referred:

## Senate Bill No. 808:

A bill to be entitled An Act to amend Section 5884, of Compiled General Laws of Florida, 1927, being Section 1, of Chapter 8478, Acts of 1921, relating to the appointment of guardians of minor children during infancy, giving preference to parents in appointment as guardians of the estates of minor children, excepting in cases where it is affirmatively shown that parent is unfit, and further providing that in cases where persons other than parents are now serving as guardians of estates of infants, parents may, on application be appointed as guardian of the estate of his or her minor child, unless shown to be unfit.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

WALLACE TERVIN,  
Chairman of Committee.

And Senate Bill No. 808, contained in the above report, was placed on the Calendar of Bills on second reading.

## REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading.

Senate Bill No. 420:

A bill to be entitled An Act providing for the classification and grading of avocados and regulating the sale of same; providing for the marking or imprinting of certain matters thereon and relating to the purchase, handling, sale and accounting of sales of avocados sold in the State of Florida, to prevent fraud and deception therein; to provide for the licensing and bonding of avocado wholesalers; to prescribe certain powers and duties of the Commissioner of Agriculture of the State of Florida in the administration and enforcement of this Act; to provide for certain charges, fees and assessments and the collection thereof; the appointment and duties of certain inspectors and the salaries thereof; and to prescribe and provide certain penalties for the violation of the provisions of this act and any rule, regulation or order promulgated thereunder.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

S. A. HINELY,  
Chairman of Committee.

And Senate Bill No. 420, contained in the above report, was ordered to be certified to the House of Representatives.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Concurrent Resolution No. 13:

A Concurrent Resolution inviting the Honorable Alben William Barkley, United States Senator from Kentucky, to address the Legislature of the State of Florida.

Also—

House Bill No. 16:

A bill to be entitled An Act relating to the issuance and life of executions.

Also—

House Bill No. 40:

A bill to be entitled An Act to provide alternate jurors for the trial of cases in Circuit and Criminal Courts of the State of Florida where the presiding judge in his discretion shall deem it necessary.

Also—

House Bill No. 181:

A bill to be entitled An Act permitting the State Comptroller to appoint the Federal Deposit Insurance Corporation to Act as Liquidator of any banking institution which has membership in the Federal Deposit Insurance Corporation; to act without bond and to have all of the usual powers granted a Liquidator under the Laws of the State of Florida and providing for a subrogation of the rights of depositors and creditors.

Also—

House Bill No. 182:

A bill to be entitled An Act giving a bank or trust company the option to refuse payment of a check or other demand instrument presented more than one year after date.

Also—

House Bill No. 185:

A bill to be entitled An Act permitting banks organized

under the Laws of Florida to avail themselves of privileges accorded banking institutions and depositors, creditors, stockholders, conservators, receivers or liquidators by virtue of the present provisions of Section 12 B of the Federal Reserve Act, as amended or any amendments thereto, including subscription for stock debentures, bonds, or other types of securities issued by the Federal Deposit Insurance Corporation.

Also—

House Bill No. 188:

A bill to be entitled An Act relating to assessments against stockholders in banking, savings and trust companies.

Also—

House Bill No. 316:

A bill to be entitled An Act requiring electors in Counties having a population of not less than 3,150 and not more than 3,200 according to the last official census of the State of Florida, to re-register in said Counties.

Also—

House Bill No. 578:

A bill to be entitled An Act providing that the Commissioner of Agriculture of the State of Florida shall submit to the Budget Commission of the State of Florida a statement of the number of employees of the Citrus Inspection Bureau and to make it necessary for the Budget Commission of the State of Florida to approve the same before the Comptroller of the State of Florida is authorized to draw warrants to pay said employees.

Also—

House Bill No. 615:

A bill to be entitled An Act for the Cancellation of all outstanding tax sales certificates held and owned by the State of Florida and/or Pinellas County and all tax liens for subsequent unpaid taxes on certain lands in Pinellas County, Florida.

Also—

House Bill No. 704:

A bill to be entitled An Act providing for the cancellation of all outstanding tax sales certificates held and owned by the State of Florida and all tax liens and subsequent taxes on certain lands in Pinellas County, Florida.

Also—

House Bill No. 713:

A bill to be entitled An Act to provide for the compensation of Prosecuting Attorney in Counties having a Population of more than 5,000 and not more than 5,400 according to the State census of 1935.

Also—

House Bill No. 721:

A bill to be entitled An Act relating to compensation of the County Judge in all Counties of the State of Florida having a population of 5,428 and not more than 5,500 according to the State census of 1935, and prescribing the fund out of which same shall be paid and the disposition of certain fees and compensations now being received by such official, and prescribing the time when this Act shall become a law.

Also—

House Bill No. 799:

A bill to be entitled An Act to provide for the Cancellation and/or release of all State and/or County taxes, tax sale certificates and/or tax deeds issued to and/or held or owned by the State and/or Manatee County on certain real estate described as follows: All of Block "A" North Main Street Addition to Palmetto, Manatee County, Florida, to be used as a Fair and Exposition grounds for a non-profit Fair Association, and for a storage lot for a State owned and controlled farmers market.

Also—

House Bill No. 840:

A bill to be entitled An Act fixing the minimum and maximum amounts of bonds to be furnished by the Clerks of the Circuit Courts, the Sheriffs, the Clerks of the Criminal Courts of Record and the Justices of the Peace in all counties of the

State having populations in excess of 50,000 according to the last State Census, providing the amounts thereof to be fixed by the Boards of County Commissioners of the Respective counties, the approval thereof by such Boards of County Commissioners and the Comptroller, the filing of such bonds, the number, obligation and justification of sureties thereon and providing when this Act shall become effective.

Also—

House Bill No. 844:

A bill to be entitled An Act to provide for the re-registration of all voters for primary elections to be held in the year, A. D. 1938, in every county of the State of Florida, which has a population of not less than 5,560, and not more than 5,750, according to the 1935 State Census, and designating the time, when and where the registration books in each county shall be kept open; type and number of registration books to be used.

Also—

House Bill No. 865:

A bill to be entitled An Act authorizing the City of Sanford, Florida, to use for its operating fund certain revenue derived from the operation of its water plant.

Also—

House Bill No. 869:

A bill to be entitled An Act providing for the payment of the salaries of the members of the school boards of the counties having a population not less than 8,350 and not more than a population of 8,400 according to the last State Census, and repealing all laws in conflict herewith.

Also—

House Bill No. 878:

A bill to be entitled An Act to provide for re-registration of all voters for primary and general elections to be held in the year A. D. 1938 and every six years thereafter in Counties of the State of Florida having a population of not less than thirty thousand seven hundred and not more than thirty thousand eight hundred inhabitants according to the 1935 State census; fixing the time when registration books in each of said Counties shall be kept open for purpose of such re-registration and prescribing the duties and compensation of registration officers in connection therewith.

Also—

House Bill No. 902:

A bill to be entitled An Act to authorize the Board of County Commissioners of Counties, in the State of Florida, having a population of not less than 4,120 and not more than 4,130, according to the Federal census of the year 1930, to employ some individual or Attorney at Law, resident in that County, to collect delinquent taxes on personal property by suit or otherwise, and providing that suit may be brought in the name of the State of Florida for the collection of said taxes, and to authorize the said Board of County Commissioners to make adjustments and/or compromise the amount found to be due for such personal taxes for the year 1936 and/or prior years, and providing for the disposal of funds collected.

Also—

House Bill No. 1069:

A bill to be entitled An Act to provide for the distribution of funds received under Chapter 14832, Laws of Florida, Acts of 1931, as amended by Chapter 16113, Laws of Florida, Acts of 1933, in Counties having a population of not less than five thousand four hundred fifty (5,450) and not more than five thousand five hundred seventy five (5,575), according to the last State census.

Also—

House Bill No. 1090:

A bill to be entitled An Act authorizing the State Board of Administration to sell or trade any investments in any interest and sinking fund accounts of Seminole County administered by said Board.

Also—

House Bill No. 1158:

A bill to be entitled An Act authorizing the creation of

Municipal Tax Adjustment Board for the City of Brooksville, Hernando County, Florida; prescribing its powers, duties, and limitations; prescribing the length of time such Board shall stay in existence; providing for a chairman and secretary and authorizing said Board to adjust, settle, and compromise taxes and special assessments.

Also—

House Bill No. 1178:

A bill to be entitled An Act prohibiting the killing of wild turkey and deer within the limits of Pinellas County, Florida, and prescribing the penalties therefor.

Also—

House Bill No. 1201:

A bill to be entitled An Act to empower Port of Palm Beach District, in Palm Beach County, Florida, to provide for the purchase, construction, development, improvement, operation and maintenance of its warehouse, storage, docking or terminal facilities, or its property, or appurtenances thereto; to provide for the issuance of revenue bonds payable solely out of the revenues derived therefrom; to provide for the operation of said facilities in case of deficiencies in revenue therefrom; and declaring an emergency.

Also—

House Bill No. 1202:

A bill to be entitled An Act to amend Chapter 15302, Special Laws of Florida, Acts of 1931, being an Act relating to and concerning the Town of Lantana in Palm Beach County, Florida, by repealing that portion of Section 8, Article I, relating to the election of a Chief of Police; repealing Section 17, Article I; and repealing Section 7, Article VIII; providing for the appointment of a Chief of Police; providing a time for holding general municipal elections; providing for the election of Aldermen and providing their term of office; providing authority to Town Council to fill vacancies therein until the next ensuing general elections; providing a zoning power to the Council; providing for the assessment of omitted taxes; providing for the execution of municipal tax deeds by the Mayor and Town Clerk; providing means for disposition of real estate acquired by said town for the non-payment of taxes.

Also—

House Bill No. 1221:

A bill to be entitled An Act to repeal Chapter 6011, Laws of Florida, Acts of 1909, same being An Act to amend Sections 3, 4 and 5, Chapter 5781, Acts of 1907, to prohibit fishing in the waters of Sumter County except with rod, hook and line, spinner or troll, gun or gig.

Also—

House Bill No. 1222:

A bill to be entitled An Act to repeal Chapter 9636, Laws of Florida, Acts of 1923, same being An Act to protect the fox in Sumter County, Florida.

Also—

House Bill No. 1224:

A bill to be entitled An Act to repeal Chapter 9638, Laws of Florida, Acts of 1923, same being an Act relating to hunting and fishing and the catching and killing of fur bearing animals in Sumter County, State of Florida, and providing penalties for the violation of this Act.

Also—

House Bill No. 1229:

A bill to be entitled An Act to repeal Chapter 11163, Laws of Florida, Acts of 1925, same being an Act to authorize the County Commissioners of Sumter County to levy a special tax for publicity purposes.

Also—

House Bill No. 1236:

A bill to be entitled An Act fixing and determining the compensation of the Commissioners of the Port of Palm Beach District, by amending a portion of Section 3, Chapter 7081, Laws of Florida, 1915.

Also—

House Bill No. 1239:

A bill to be entitled An Act prohibiting the pursuing, taking,

killing or hunting of any game or game birds in Citrus County, Florida, after the 31st day of January of each year; providing that nothing in this Act shall be construed to permit the hunting, killing, pursuing or killing of any game or game birds which is prohibited in said county by any law of the State of Florida, either general or special, nor to extend the period now or hereafter fixed by any law of the State of Florida during which any game or game birds may be hunted, pursuant, taken or killed in said county; providing a penalty for the violation of this Act and repealing all laws and parts of laws in conflict with this Act and providing that this Act shall take effect immediately upon its passage and approval by the Governor or upon its becoming a law without such approval.

Also—

House Bill No. 1242:

A bill to be entitled An Act authorizing and empowering the City of St. Petersburg to construct, operate and maintain a Commercial Radio Station, and to do all necessary things incident to the ownership or operation of a Commercial Broadcasting Station.

Also—

House Bill No. 1243:

A bill to be entitled An Act providing that no suit shall be instituted or maintained against the City of St. Petersburg, Florida, for damages arising out of any personal injury unless written notice of such claim or injury is given to the City Manager of said city within sixty days from the date of receiving the injury.

Also—

House Bill No. 1248:

A bill to be entitled An Act to provide for the equal apportionment, distribution and use between the Board of County Commissioners of St. Lucie County, Florida, and Board of Public Instruction of St. Lucie County, Florida, of all monies received by St. Lucie County, Florida, under the provisions of Chapter 14,832, Laws of Florida, Acts of 1931, or any amendment, or amendments, thereto, or other laws providing for revenue from licensed race tracks in this State, providing that said monies shall be paid by the State Treasurer on separate warrants drawn by the Comptroller to the said Boards, and restricting the disbursement of said monies.

Also—

House Bill No. 1253:

A bill to be entitled An Act authorizing the Board of County Commissioners of Hillsborough County, Florida, to pay to Colonel Gilbert A. Youngberg, Consulting Engineer, of Jacksonville, Florida, the sum of \$350.00, as the contribution of said county toward the cost of the Economic Survey of the Florida West Coast Intra-coastal Waterway.

Also—

House Bill No. 1263:

A bill to be entitled An Act to prohibit in Martin County, Florida, the capture, injury or killing of alligators, the sale, transporting and transporting for sale of alligators, alligator skins, alligator teeth or alligator eggs, and providing the penalty for violation of such Act.

Also—

House Bill No. 1269:

A bill to be entitled An Act to repeal Chapter 16711, Laws of Florida, Acts of 1933, same being an Act requiring the Board of Public Instruction and the Board of County Commissioners of Sumter County, Florida, to reduce millages in Sumter County for the operation of any and all schools in such county and to further provide that all moneys derived by such Board of Public Instruction in such county from any source other than Ad Valorem Tax shall be used exclusively for the operation of such schools in Sumter County.

Also—

House Bill No. 1270:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to make an annual appropriation not exceeding \$300.00, in its budget each year to the Hillsborough County Humane Society, a corporation not for profit, under the Laws of the State of Florida.

Also—

House Bill No. 1271:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to lease the one-half interest in the Old Detention Home belonging to said County of Hillsborough, and more particularly described as follows:

An undivided one-half interest in that part of Government Lot 2 of Section 1, Townshi. 29, Range 18, bounded as follows: Commence at center of said Section 1 and run thence due west 2024 feet (30.75 chains) to a point on south line of said Lot 2 for a point of beginning, run thence due north 430 feet, thence due west to the Hillsborough River, thence southwesterly along margin of said river to a point where it intersects with the south line of said lot 2, thence due east to point of beginning (about 700 feet) containing five acres more or less.

To Seminole Post No. 111 of the American Legion, a corporation not for profit.

Whereas, the Old Detention Home of Hillsborough County, Florida, is owned jointly by the County of Hillsborough, and the City of Tampa, Florida, a municipal corporation,

And Whereas, the said City of Tampa and the said County of Hillsborough desire to lease said property to Seminole Post No. 111 of the American Legion, a corporation not for profit.

Also—

House Bill No. 1284:

A bill to be entitled An Act to repeal Chapter 14495, Laws of Florida, Acts of 1929, same being an Act authorizing the Board of County Commissioners in certain counties in Florida to fix the salaries of the members thereof.

Also—

House Bill No. 1289:

A bill to be entitled An Act authorizing the State Board of Administration to accept refunding bonds in exchange for and in lieu of any investments in any interest and sinking fund accounts of Martin county, or any special Road and Bridge Districts therein, administered by said board.

Also—

House Bill No. 1320:

A bill to be entitled An Act to authorize and empower the trustees of the Internal Improvement Fund of the State of Florida to sell, grant and convey to the owners of the adjacent uplands the title and interest of the State of Florida in and to all or any part of the now or heretofore submerged lands in Bay County, Florida, lying between the original shore line of Saint Andrews Bay and the channel of said bay and lying between lines extending perpendicular to the general direction of the channel of said bay to the following points on said original shore line, to-wit: (1) The point where the eastern boundary of the tract of the Atlanta and St. Andrews Bay Railway Company intersects said shore line at or near the south end of an alley leading from Fifth Street in Panama City, Florida, and (2) the point where the western boundary of said tract intersects the shore line at the center of the channel leading from the bayou which lies west of the depot of said railway company in Panama City, Florida, said point being in block 23 of the C. B. Thompson plat of 1888, said submerged and formerly submerged lands being adjacent to and south and southwest of the tract of land in Panama City now in possession of said railway company and its lessee, and consisting of the tract in which the rail tracks of said company are now laid, as well as the tract formerly known as the Pines Hotel tract and the tract formerly known as the St. Andrews Bay Lumber Company tract adjacent thereto; to provide for the application of the proceeds of such sales as now provided by law with reference to proceeds of sales by said trustees of swamp and overflowed lands; and for other purposes.

Be it left to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

H. S. McKENZIE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The question recurred on the adoption of the amendment offered by Senator Clarke to Senate Bill No. 548.

Pending the adoption of the amendment offered by Senator Clarke to Senate Bill No. 548, the hour of adjournment having arrived a point of order was called and the Senate took



a recess at 5:29 o'clock P. M., until 8:00 o'clock P. M., this day.

## NIGHT SESSION

The Senate reconvened at 8:00 o'clock P. M. pursuant to adjournment order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Coulter, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Savage, Sharit, Smith, Sweger, Tervin, Tillman, Walker, Westbrook, Wynn—36.

A quorum present.

By permission the following Reports of Committees were filed:

### REPORTS OF COMMITTEES

Senator Savage, Chairman of the Committee on Judiciary "C," submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Judiciary "C," to whom was referred: Senate Bill No. 839:

A bill to be entitled An Act defining the proper persons to maintain actions for injunctions in certain classes of cases defined herein, and providing for the dissolution of any injunctions previously granted by any court in this State where complainant is not a party described herein.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

C. A. SAVAGE,  
Chairman of Committee.

And Senate Bill No. 839, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Westbrook, Chairman of the Committee on Rules and Calendar, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Rules and Calendar, to whom was referred:

House Concurrent Resolution No. 12:

Being a Resolution endorsing the historical restoration, preservation and maintenance program for Saint Augustine, Florida; extending appreciation to those whose vision and unselfish service to Florida has made possible such program; and pledging the cooperation of the State of Florida in the accomplishment of such program.

Also—

House Concurrent Resolution No. 14:

Providing for obtaining and compiling information concerning Communistic or Bolshevistic activities in the State of Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

GEO. F. WESTBROOK,  
Chairman of Committee.

And House Concurrent Resolutions Nos. 12 and 14, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 20, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 951:

A bill to be entitled An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol by weight, creating and providing for a State Beverage Department; providing for search, seizures and forfeitures; providing for fair trade practices; providing penalties for the violation of this Act and repealing existing laws conflicting herewith.

Have had the same under consideration and recommend that the same pass, with the following amendments:

Amendment No. 1:

In Section 5 on page 15 (typewritten bill), strike out sub-section (b) and re-letter sub-sections (c) (d) (e) (f) (g) (h) and (i).

Amendment No. 2:

In Section 9, line 3 strike out sub-section (a) beginning with the words "As to malt beverages" and ending with the words "for each such container" and insert in lieu thereof the following:

"(a) As to malt beverages containing more than one per cent of alcohol by weight, there shall be paid by all manufacturers and distributors as herein defined a tax of seven cents per gallon upon all such beverages in bulk, kegs or barrels, and when in containers of less than one gallon the tax shall be one and one-eighth cents on each pint or fraction thereof in such containers; provided, that as to malt beverages brewed in this State, the manufacturers thereof shall have the right to pay the taxes herein provided, at the gallonage rate on all such beverages brewed in this State and packaged for sale, regardless of size and nature of containers, based on the readings of the United States Government approved meters used in connection with the determination of Federal taxes on such beverages."

Amendment No. 3:

In Section 9, page 21 (typewritten bill), line 18 between the word "distills" and the word "spirituous" insert the words "or blends."

Amendment No. 4:

In Section 9, page 21 (typewritten bill), line 18 between the word "from" and the word "mash" insert the words "raw materials."

Amendment No. 5:

In Section 7, page 19 (typewritten bill), strike out all of Section 7 and insert in lieu thereof a new section 7 as follows:

"Section 7. Each incorporated city, village or town in the State is hereby authorized to levy and collect a license tax on each manufacturer, distributor, vendor and club having a place of business or club house or club rooms within the corporate limits of such city, village or town not to exceed 50 per centum of the aggregate of the State license tax and the county license tax herein provided, but if such city, village or town provides and collects such license tax in manufacturer, distributor, vendor or club paying such license tax shall be entitled to a reduction in his State license tax and in his county license tax, each, of one-half of the amount so paid for such city, village or town license tax upon exhibiting to the County Tax Collector a receipt for the payment of such city, village or town license tax. Such city, village or town license shall not apply to State and County licensees who shall have paid their State and County license tax before the ordinance providing for such city, village or town license tax shall have become effective. No tax on the manufacture, distribution, transportation, importation or sale of such beverages shall be imposed by way of license, excise or otherwise, by any municipality, anything in any municipal charter, special or general law to the contrary notwithstanding except as herein expressly authorized."

Amendment No. 6:

In Section 9, page 20 (typewritten bill), renumber all sections, so that Section 9 will be Section 8, Section 10 will be Section 9, Section 11 will be Section 10, Section 12 will be Section 11, Section 13 will be Section 12, Section 14 will be Section 13, Section 15 will be Section 14, Section 16 will be Section 15, Section 17 will be Section 16, Section 18 will be Section 17, Section 19 will be Section 18, Section 20 will be

Section 19, Section 21 will be Section 20, Section 22 will be Section 21.

Very respectfully,

H. C. TILLMAN,  
Chairman of Committee.

And Senate Bill No. 951, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Pursuant to the motion made today by Senator Westbrook, as Chairman of the Committee on Rules and Calendar, and duly adopted by the Senate, the Senate took up the consideration of Miscellaneous Bills under the unanimous consent rule.

Senator Sweger of the Sixth Senatorial District took up:

Senate Bill No. 659:

A bill to be entitled An Act to provide for the prompt payment and adjustment of claims by those engaged in the Dry Cleaning and Laundry business; to provide for the consolidation and regulation of the cleaning, dyeing, pressing and laundry industry under one board to be known as the Florida Dry Cleaning and Laundry Board; to provide for the creation of such board and to define its powers, jurisdiction and duties; to exempt the ordinary "washwomen" from the provisions hereof; to provide for the levying of license fees for the operation of such board; to provide for reasonable charges for service; to provide for other purposes reasonably incidental; to repeal all laws in conflict; to provide that this Act shall only apply to counties of over 17,500 population.

Having been read the second time in full on May 13, 1937, and retained on second reading, was taken up and read in full for the information of the Senate.

There being no amendments offered, Senator Sweger moved that the rules be waived and Senate Bill No. 659 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 659 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Senators Adams, Beacham, Beall, Butler, Clarke, Dame, Dugger, Harper, Hodges, Holland, Kanner, Kendrick, McKenzie, Murphy, Nordman, Parker, Parrish, Rose, Savage, Sharit, Sweger, Walker—22.

Nays—Mr. President; Senators Gomez, Hinely, Tervin, Westbrook—5.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Westbrook of the Twenty-third Senatorial District took up:

Senate Bill No. 705:

A bill to be entitled An Act fixing the salary of State Attorneys in the State of Florida in circuits comprising five counties with a population of more than 79,000 people according to the last State census.

Was taken up in its order.

Senator Westbrook moved that the rules be waived and Senate Bill No. 705 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 705 was read the second time by title only.

Senator Westbrook moved that the rules be further waived and Senate Bill No. 705 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 705 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Dame, Dugger, Gomez, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Sharit, Sweger, Tervin, Walker, Westbrook—30.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Dame of the Ninth Senatorial District took up:

Senate Bill No. 485:

A bill to be entitled An Act concerning liens for money due physicians, drugless practitioners, dentists, nurses and hospitals, for services rendered for the relief and cure of injuries caused by the fault or neglect of other persons, on claims accruing to such injured person by reason of such injuries, and, and on any money or thing of value to which

such injured person is or may become entitled to, or may receive, in any agreed settlement or upon judgment rendered in any action brought because of that injury, and defining and stating the meaning of certain words and phrases for the provisions of this Act.

Was taken up and read the second time in full.

Senator Dame offered the following amendment to Senate Bill No. 485:

In Section 1 strike out paragraph (e) and insert in lieu thereof the following: (e) "Insurer" means a person that by a contract of insurance, other than by disability provisions supplementary to a contract of life insurance, has undertaken to indemnify a patient against loss through injury resulting from accident or accidental means.

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dame moved that the rules be waived and Senate Bill No. 485, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 485, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Butler, Dame, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Nordman, Parker, Parrish, Rose, Sharit, Sweger, Tervin, Tillman—23.

Nays—Senators Clarke, Dugger, Mapoles, Murphy, Walker—5.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Harper of the Tenth Senatorial District took up:

Senate Bill No. 758:

A bill to be entitled An Act to provide for an appropriation to combat the screw worm in the State of Florida to be administered by the State Plant Board and to be known as the Screw Worm Fund.

Was taken up and read the second time in full.

Senators Harper and Adams offered the following amendment to Senate Bill No. 758:

In Section 1, line 1, strike out the words: "the State Plant Board of Florida" and insert in lieu thereof the words "the Agricultural Extension Service of Florida."

Senator Harper moved the adoption of the amendment.

Which was agreed to, and the amendment was adopted.

Senators Harper and Adams also offered the following amendment to Senate Bill No. 758:

Strike out Section 2 and insert in lieu thereof the following: Section 2. The sum of \$50,000.00 or so much thereof as may be necessary to carry out the purpose of this Act is hereby appropriated out of the General Revenue Fund of the State for the biennial beginning July 1st., 1937.

Senator Harper moved the adoption of the amendment.

Which was agreed to, and the amendment was adopted.

Senator Harper moved that the rules be waived and Senate Bill No. 758, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 758, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Butler, Clarke, Dame, Dugger, Harper, Hinely, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Sharit, Sweger, Tervin, Tillman, Walker, Westbrook—28.

Nays—None.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Kelly of the Eleventh Senatorial District took up:

House Bill No. 308:

A bill to be entitled An Act relating to the guardianship of weak-minded and physically incapacitated persons by the appointment of a curator to take charge of their property, and, if necessary a guardian to take charge of their persons, prescribing the form of petition, notice of hearing and procedure with reference to making said appointment, powers and duties of curator and of Guardian, discharge of curator and of guardian, appointed under the provisions of this Act, effect of the decree of appointment and provisions for safeguarding

the property and interests of said weak-minded or physically incapacitated persons.

Was taken up in its order.

Senator Kelly moved that the rules be waived and House Bill No. 308 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 308 was read the second time by title only.

Senator Kelly moved that the rules be further waived and House Bill No. 308 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 308 was read the third time in full. Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Sharit, Sweger, Tervin, Westbrook—29.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

By unanimous consent Senator Kelly withdrew Senate Bill No. 166.

Senator Parker of the Twelfth Senatorial District took up:

Senate Bill No. 777:

A bill to be entitled An Act to amend Section Sixty-one of Chapter 13644, Laws of Florida, Acts of 1929, entitled: "An Act relating to game, non-game birds, fresh-water fish and fur-bearing animals; to create the Department of Game and Fresh Water Fish and the office of State Game Commissioner; to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies; to provide for the protection and conservation of game, non-game birds, fresh-water fish and fur-bearing animals by prescribing the times when and means by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh water fish or hides of fur-bearing animals, to procure a license for same; to prohibit the use, placing or discharge in the fresh waters of the State of substances or forces injurious to fish; to provide for the prosecution of persons violating the provisions of this Act and a penalty and rule of evidence in such prosecutions; to provide for the collection of funds to carry out the provisions of this Act and for the disposition of revenues accruing thereunder; consenting to acquisition by the United States of areas of land, water, or land and water, in accordance with Act of Congress of February 18, 1929; and repealing certain existing laws and statutes; and defining certain terms used therein."

Was taken up in its order.

Senator Parker moved that the rules be waived and Senate Bill No. 777 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 777 was read the second time by title only.

Senator Parker moved that the rules be further waived and Senate Bill No. 777 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 777 was read the third time in full. Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Sharit, Sweger, Tervin, Tillman, Westbrook, Wynn—30.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Dugger of the Twenty-ninth Senatorial District took up:

Senate Bill No. 775:

A bill to be entitled An Act to amend Section 2 of Chapter 6824, Laws of Florida, Acts of 1915, making an appropriation for putting and keeping in order the grounds adjacent and belonging to the site of Olustee Monument, and for the care and protection of said monument.

Was taken up in its order.

Senator Dugger moved that the rules be waived and Senate Bill No. 775 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 775 was read the second time by title only.

Senator Dugger moved that the rules be further waived and Senate Bill No. 775 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 775 was read the third time in full. Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Sharit, Sweger, Westbrook, Wynn—28.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Johns of the Fifteenth Senatorial District took up:

Senate Bill No. 766:

A bill to be entitled An Act to re-designate and re-establish State Road Number 13; to designate the route it shall follow between the city limits of the City of Lawtey and the southern limits of the City of Starke, and to prohibit the use of any other route for said road between Lawtey and the southern limits of the City of Starke.

Was taken up in its order.

Senator Johns moved that the rules be waived and Senate Bill No. 766 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 766 was read the second time by title only.

Senator Johns moved that the rules be further waived and Senate Bill No. 766 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 766 was read the third time in full. Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Sharit, Sweger, Tillman, Westbrook, Wynn—31.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator McArthur of the Sixteenth Senatorial District took up:

Senate Bill No. 458:

A bill to be entitled An Act to define and punish the offense of severing from the land of another any timber, tree or trees or any parcel of the realty and the taking and carrying away of same, and to provide the punishment therefor.

Was taken up in its order.

Senator McArthur moved that the rules be waived and Senate Bill No. 458 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 458 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 458 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 458 was read the third time in full. Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Sharit, Tillman, Westbrook, Wynn—30.

Nays—Senator Sweger—1.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Hinely of the Seventeenth District took up:

## Senate Bill No. 465:

A bill to be entitled An Act granting a pension to Mrs. Anna Berry of Suwannee County, Florida.

Was taken up in its order.

Senator Hinely moved that the rules be waived and Senate Bill No. 465 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 465 was read the second time by title only.

Senator Hinely moved that the rules be further waived and Senate Bill No. 465 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 465 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Sharit, Sweger, Tillman, Westbrook, Wynn—29.

Nays—Senators Harper, McArthur—2.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Butler of the Eighteenth Senatorial District took up:

## Senate Bill No. 604:

A bill to be entitled An Act to amend Sections 1, 3, 4, 10, 14, 16, 23, 24 and 27, of Chapter 13893, General Laws of 1929, being an "Act to authorize the County Commissioners of any County, or governing body of any municipality, within the State of Florida, to adopt for use or use experimentally, a voting machine or voting machines for the conduct of elections in such counties or municipalities, and setting forth the requirements of conducting elections by and with the use of such voting machines, and directing how the official returns of elections conducted with the aid of such voting machines shall be made, and providing a penalty for unlawfully possessing such voting machines or the keys thereto and prescribing a penalty for wilfully tampering or attempting to tamper, disarrange, deface, or impair such voting machines, and also defining some of the terms used in this Act;" and providing for other matters relating to the adoption and use of voting machines and providing for the duties of certain municipalities in regard thereto.

Was taken up in its order.

Senator Butler moved that the rules be waived and Senate Bill No. 604 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 604 was read the second time by title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 604 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 604 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Sharit, Tillman, Westbrook, Wynn—29.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Rose of the Nineteenth Senatorial District took up:

## Senate Bill No. 835:

A bill to be entitled An Act to amend Chapter 12223, Laws of Florida, 1927, being An Act to define, regulate and register real estate brokers and real estate salesmen, and to regulate their relations with the public; to create the Florida Real Estate Commission, provide for its organization, succession and the payment of its expenses, prescribe its powers, duties and privileges, and the supervisory control by, and ancillary powers of, the courts touching the subject; and to prescribe penalties for the violation of the Act."

Was taken up in its order.

Senator Rose moved that the rules be waived and Senate Bill No. 835 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 835 was read the second time by title only.

Senator Rose moved that the rules be further waived and Senate Bill No. 835 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 835 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Parker, Parrish, Rose, Sharit, Tillman, Westbrook, Wynn—27.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Clarke of the Twenty-second Senatorial District took up:

## Senate Bill No. 839:

A bill to be entitled "An Act defining the proper person to maintain actions for injunctions to abate public nuisances in certain classes of cases defined herein; and providing for the dissolution of any injunctions previously granted by any court in this State, where complainant is not a party described herein."

Was taken up in its order.

Senator Clarke moved that the rules be waived and Senate Bill No. 839 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 839 was read the second time by title only.

Senator Clarke moved that the rules be further waived and Senate Bill No. 839 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 839 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Parker, Parrish, Rose, Sharit, Sweger, Tillman, Westbrook, Wynn—30.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Tillman moved that the rules be waived and when the Senate adjourns at the after Session on May 21, 1937, it recess to reconvene at 7:00 o'clock P. M., on that date, for the consideration of Miscellaneous Legislation and that the hour of adjournment at said session be fixed at 8:30 o'clock P. M.

Which was agreed to by a two-thirds vote and it was so ordered.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 10:01 o'clock P. M. until 11:00 o'clock A. M. Friday, May 21, 1937.

## EXECUTIVE SESSION ANNOUNCEMENTS

The Senate in Executive Session on May 20, 1937, advised and consented to the nomination by the Governor of T. Frank Hobson, Circuit Judge of the Sixth Judicial Circuit, State of Florida, for a term of six years from July 30, 1935.

The Senate in Executive Session on May 20, 1937, consented to the suspension and removal from office of:

H. F. Young, Notary Public, State of Florida at Large;

C. D. Reynolds, Notary Public, State of Florida at Large;

W. A. Lee, Justice of the Peace, District No. 5, Orange County, State of Florida.

The Senate in Executive Session on May 20, 1937, refused to consent to the suspension and removal from office by the Governor of Omar C. Mitchell, member of the Board of Public Instruction, District Number Three, Hillsborough County, State of Florida.